

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-34477

12/20/2018

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROMAN CATHOLIC DIOCESE OF BOISE 1501 S FEDERAL WAY STE 400 BOISE, ID 83705 (208) 343-9041
Original Owner	ZUMA BOLEN EAGLE, ID
Original Owner	LON BOLEN EAGLE, ID
Previous Owner	HOOT NANNEY FARMS INC C/O MICHAEL L DIXON 8542 FLOATING FEATHER RD STAR, ID 83669-5255 (208) 484-5528

Priority Date: 8/28/1953

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.500 CFS	126.0 AF
	<u>Total Diversion</u>		0.500 CFS	126.0 AF

Source and Point(s) of Diversion

GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W,	ADA County
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W,	ADA County(R)
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W,	ADA County
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W,	ADA County(I)
GROUND WATER	L4(NWNW)	Sec. 3, Twp 04N, Rge 01W,	ADA County

Place Of Use

IRRIGATION within ADA County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	3										40.0							40.0
04N	01W	4					15.0												15.0

Right Acre Limit: 28.0

POU Total Acres: 55.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 28 acres within the place of use described above

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- in a single irrigation season.
2. 020 The diversion and use of water described in Transfer 78338 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
 3. 067 The right holder shall record the quantity of ground water diverted and annually report the totals, in accordance with Department instructions.
 4. Ground water diverted from points of diversion in Govt. Lot 4 (NWNW), Section 3, Township 4N, Range 1W is injected into Little Gulch Creek and rediverted from Little Gulch Creek.
 5. Ground water diverted from the new well authorized under Transfer 78338 located in Govt. Lot 4 (NWNW), Section 3, Township 4N, Range 1W shall be limited to water bearing formations no deeper than 200 feet below ground surface.
 6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
 7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 8. F06 The following rights are diverted through points of diversion described above: 63-2958, 63-31988, 63-33721, 63-34477, 63-34478 and 63-34480.
 9. Rights 63-34477 and 63-34478 when combined shall not exceed a total diversion rate of 0.54 cfs, a total annual maximum diversion volume of 243.9 af at the field headgate, and the irrigation of 55 acres.
 10. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
 11. 115 Prior to the diversion and use of water under Transfer 78388, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), to measure the diversion of ground water in accordance with Department specifications.
 12. X35 Rights 63-34477, 63-34478 and 63-34479 when combined shall not exceed a total annual maximum diversion volume of 243.9 af at the field headgate, and the irrigation of 55 acres.
 13. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
 14. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
 15. 004 This right does not grant any right-of-way or easement across the land of another.
 16. K01 Right 63-34478 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
 17. 197 Upon specific notification by the Department, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of rediversion, in accordance with Department specifications.

Comments:

1. jhersley 11/28/2017 split right
Split from 63-2958 due to change in ownership.

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2. jhersley 11/28/2017 POD
Updated Shape

3. jhersley 11/28/2017 POU
Updated Shape

4. jhersley 12/18/2018 POU
Updated Shape

5. jhersley 12/20/2018 QQ correction

It was brought to the Departments attention that the O/C completed in November, 2017, split off the incorrect QQ's. The split gave land to the Catholic Church located in T04N, R01W, Sec 3, NWNW and T04N, R01W, Sec 4, NENE. The correct QQ's are T04N, R01W, Sec 3, NWSW and T04N, R01W, Sec 4, NESE. No acres were changed, the POU was updated.

Dates and Other Information

Decreed Date: 2/16/2007

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 4.5

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.540	243.9	55.0

63-34477 ,63-34478

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	243.9	55.0

63-34477 ,63-34478 ,63-34479

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.040	243.9	55.0

63-34477 ,63-34478 ,63-34479 ,63-34480

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.840		

63-34477 ,63-34478 ,63-34480

SubCase:

N/A

Water Supply Bank:

N/A



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 • PO BOX 83720 • BOISE ID 83720-0098

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 20, 2018

ROMAN CATHOLIC DIOCESE OF BOISE
1501 S FEDERAL WAY STE 400
BOISE ID 83705

RE: Correction of Acre Location

Dear Water Right Owners:

In October, 2017, the Roman Catholic Diocese of Boise submitted an ownership change to split water rights 63-2958, 63-31988, 63-32010 & 63-33721. The Department split the water rights into water rights 63-34477, 63-34478, 63-34479 & 63-34480 in the name of the Roman Catholic Diocese of Boise. It was recently brought to the attention of the Department that the location of the water rights was incorrect.

The original split gave you a portion of the place of use for water rights 63-2958, 63-31988, 63-32010 & 63-33721 located in Township 04N, Range 01W, Section 3, NWNW and Township 04N, Range 01W, Section 4, NENE. The correct location of water rights 63-34477, 63-34478, 63-34479 & 63-34480 should be Township 04N, Range 01W, Section 3, NWSW and Township 04N, Range 01W, Section 4, NESE. The total acres was not changed only the location of the acres.

The Department has modified its records to reflect the corrected place of use. Enclosed is computer-generated report showing the correction for your records.

Please feel free to contact me at (208) 287-4942 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure