

MEMORANDUM

TO: Water Rights File 63-33343
FROM: Sandra Thiel
DATE: July 24, 2018
SUBJECT: Field Exam Review

On June 27, 2018, Greg Sullivan of Brockway Engineering submitted a Beneficial Use Field Report for permit 63-33343. According to the field report four existing rights, 63-7460, 63-8230, 63-8239 and 63-8256, provide 8.08 cfs for 462 acres. License 63-33343 will cover an additional 60 acres.

Mr. Sullivan took measurements for three wells. These wells are the existing points of diversion for the rights mentioned above. He found well #1 produced 6.86 cfs, well #2 produced 2.56 cfs and well #3 produced 1.72 cfs for a total of 11.14 cfs. Since the existing rights combined authorize 8.08 cfs, with the additional 1.2 cfs the total system diversion rate should be limited to 9.28 cfs. He states there is a fourth well but it was not turned on during the exam. The narrative states it is physically impossible to turn on well #3 at the same time as well #4.

The place of use for this right differs from the permit and we will require an amendment. The amendment should also add Well #4 as a point of diversion. It is part of the existing irrigation system. Brockway Engineering submitted a transfer application with the beneficial use field report. The transfer proposes to create a permissible place of use with the four existing rights and this license. The transfer will also add well #4 as a point of diversion to the four existing rights. Well #4 shares the same quarter quarter as well #3.

The place of use for right 63-33343 and the existing licenses, 63-7460, 63-8230, 63-8239 and 63-8256 fall in whole or in part within the Black Canyon Irrigation District boundary. The A Line Canal flows through the Stargazer property and the water right places of use. On June 28, 2018, Mr. Sullivan confirmed that Black Canyon water is applied to the land west of the A Line. The entire place of use for right 63-33343 falls west of the canal. This ground water right should be supplemental to Black Canyon Irrigation District water and include the following conditions:

943: The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Section 42-222, Idaho Code, or other Department approval.

WB7: This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 270.0 af at the field headgate for the place of use.

R60: This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

Thiel, Sandra

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Thursday, June 28, 2018 2:28 PM
To: Thiel, Sandra
Subject: RE: Stargazer permit 63-33343

Sandy,

Black Canyon Irrigation District water is only applied on the west side of the canal.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

From: Thiel, Sandra [mailto:Sandra.Thiel@idwr.idaho.gov]
Sent: Thursday, June 28, 2018 1:27 PM
To: Greg Sullivan <greg.sullivan@brockwayeng.com>
Subject: Stargazer permit 63-33343

Hi Greg, Can you tell me if any of the land irrigated by Stargazer Land & Cattle receives water from Black Canyon Irrigation District? The permit and existing licenses, 63-7460, 63-7460, 63-8239 and 63-8256 fall in whole or in part within the district boundary. Please let me know within 14 days. If I don't hear from you I'll send a clarification letter on Friday July 13.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov



Virus-free. www.avg.com



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JUN 27 2018

DEPARTMENT OF
WATER RESOURCES

June 25, 2018

Sandy Thiel
Idaho Department of Water Resources
The Idaho Water Center
322 East Front Street
PO Box 83720
Boise, Idaho 83720-0098

Re: Stargazer Land and Cattle LP

Dear Mrs. Thiel:

A beneficial use exam has been performed by Brockway Engineer for water right permit 63-33343. The field exam was performed on June 5, 2018. The attached beneficial use field report and supporting documents have been provided to IDWR in order for 63-33343 to become a licensed water right.

Please contact me if you have any questions or if additional information is required.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Ben Jertberg

Enc: Beneficial Use Field Report, Aerial Maps, On Site Photographs. Water Right Reports and Aerial Maps, Annual Report

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JUN 27 2018
DEPARTMENT OF
WATER RESOURCES

A Beneficial Use Field Report is prepared by a water right examiner as the result of an examination to clearly confirm and establish the extent of the beneficial use of water established in connection with a permit during the development period authorized by the permit and any extensions of time previously approved.

A. GENERAL INFORMATIONPermit No. 63-333431. Owner Stargazer Land and Cattle LPPhone No. 805.557.3725Current address 2815 Townsgate Rd., Suite 315 Westlake Village, CA 913612. Examiner's name Greg SullivanEXAM DATE June 5, 20183. Accompanied by Ryan Conner

Email _____

Address _____

Relationship to permit holder Farm ManagerPhone No. 208-260-26964. Source Ground Water

tributary to _____

B. OVERLAP REVIEW1. Other water rights with the same place of use 63-7460, 63-8230, 63-8239, 63-8256 (non-overlapping)2. Other water rights with the same source and point of diversion 63-7460, 63-8230, 63-8239, 63-8256**C. DIVERSION AND DELIVERY SYSTEM**

1. Point(s) of Diversion:

Ident. No.	Gov't Lot	¼	¼	¼	Sec	Twp	Rge	County	Method of Determination/Remarks
Well 3			SE	SW	13	07N	05W	Payette	Site Visit
Well 2			SE	SE	24	07N	05W	Payette	Site Visit
Well 1			SE	SE	24	07N	05W	Payette	Site Visit

2. Place(s) of Use:

Method of determination Aerial Photography

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	05W	24			19					31	7					3			60

Scale: 1" = _____

- 4.

*Code to correspond with no. on map and aerial photo

1.

2. Measurements: _____
 Well #1 was measured at 3078 gpm. Well #2 was measured at 1149 gpm. Well #3 was measured at 773 gpm.
 Pressure at Well #1 and #2 was 40 psi. The pressure at well #3 was 60 psi. Total combined diversion rate was 5000
 gpm or 11.14 cfs. Well #4 has been drilled and plumbed into the system but was not turned on during the site visit.

E. NARRATIVE/REMARKS/COMMENTS

Existing rights 63-7460, 63-8230, 63-8239 & 63-8256 allow a total diversion rate of 8.08 cfs or 3627 gpm on 462.0 acres from Wells #1, #2, & #3. Permit 63-33343 allows 1.2 cfs or 539 gpm on an additional 60.0 acres from these same wells. All rights have mutually exclusive POUs. Wells #1, #2 and #3 have sufficient capacity to provide the full diversion rate for the existing rights plus permit 63-33343. A 60 hp booster pump is being utilized at Well 1 and Well 2 and was operating during the flow tests. During the site visit and by inspection of aerial photography it was confirmed that the full 60.0 acres under 63-33343 are being irrigated and that the total allowed acres of 522.0 acres are being irrigated fully. 63-33343 should be licensed on land not covered by the existing rights as shown on the attached maps.

Well #4 was drilled as a replacement but has not been used. It is currently physically impossible to turn on Well #3 and Well #4 at the same time with the current electrical connections. The power supply is either off, supplying power to Well #3 or supplying power to Well #4.

Well #1 and Well #2 are plumbed together before irrigation water is directed to the irrigation systems. Flow measurements for each well were taken before the mainlines connect. Well #3 and Well #4 are plumbed together before the irrigation water is directed to the irrigation systems. Flow measurements for Well #3 were taken before the mainlines connect. During the field exam Wells #1, #2 and #3 were being operated at normal pumping capacity with irrigation systems in a normal operational configuration.

It is recommended that water right permit 63-33343 be licensed with an acre limit of 60.0 acres, an annual volume limit of 270.0 acre feet per year ($60 \times 4.5 = 270$ afa) and a diversion rate of 1.20 cfs ($60 \times 0.02 = 1.2$ cfs).

It is further recommended that water rights 63-7460, 63-8230, 63-8239, 63-8256 and 63-33343 have a combined acre limit of 522.0 acres, a combined annual volume limit of 2351.0 acre-feet and a combined diversion rate of 9.28 cfs.

It is recommended that flow meters be installed for Well #1 and Well #3.

Has the permit holder met all conditions of permit approval, including any mitigation requirements and/or measuring device installation requirements? ☒ Yes ☐ No If no, what must be done to meet the permit requirements?

F. FLOW CALCULATIONS☐ Additional computation sheets attached

Measured Method:

Fuji Ultrasonic Flow meter South Well #1 3078 gpm at 40 psi

Fuji Ultrasonic Flow meter South Well #2 1149 gpm at 40 psi

Fuji Ultrasonic Flow meter North Well #3 773 gpm at 60 psi

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 60 \times 4.5 = 270.0$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.2 \times 259 \times 1.9835 = 616.5$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 270.0$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	1.2	270.0
Totals:			1.2	270.0

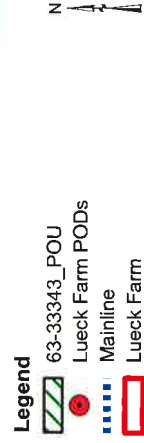
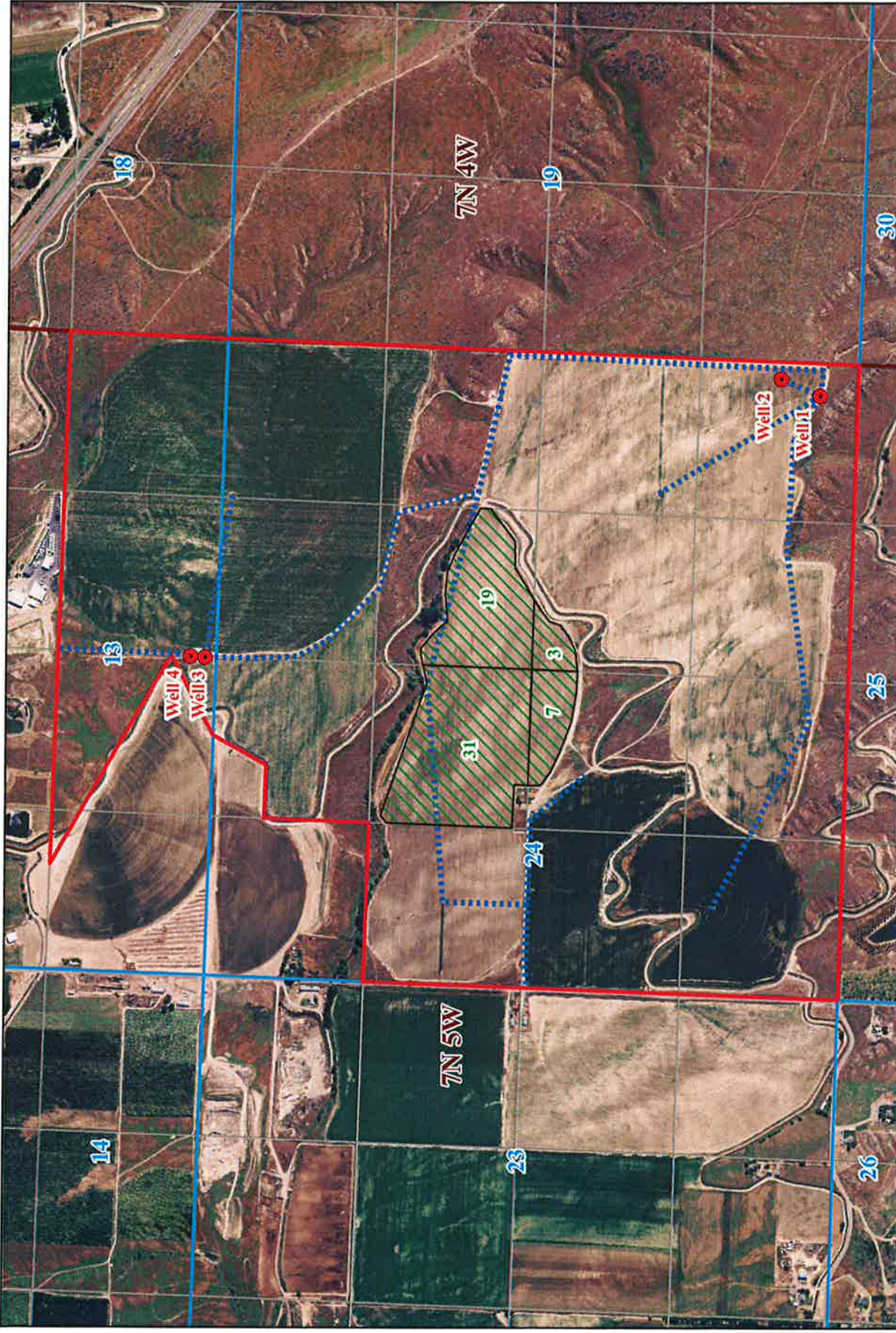
2. Recommended Amendments

☐ Change P.D. as reflected on page 1☐ Add P.D. as reflected on page 1☐ None☒ Change P.U. as reflected on page 1☐ Add P.U. as reflected on page 1☐ Other**I. AUTHENTICATION**

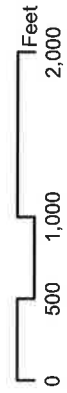
Field Examiner's Signature _____ Date _____

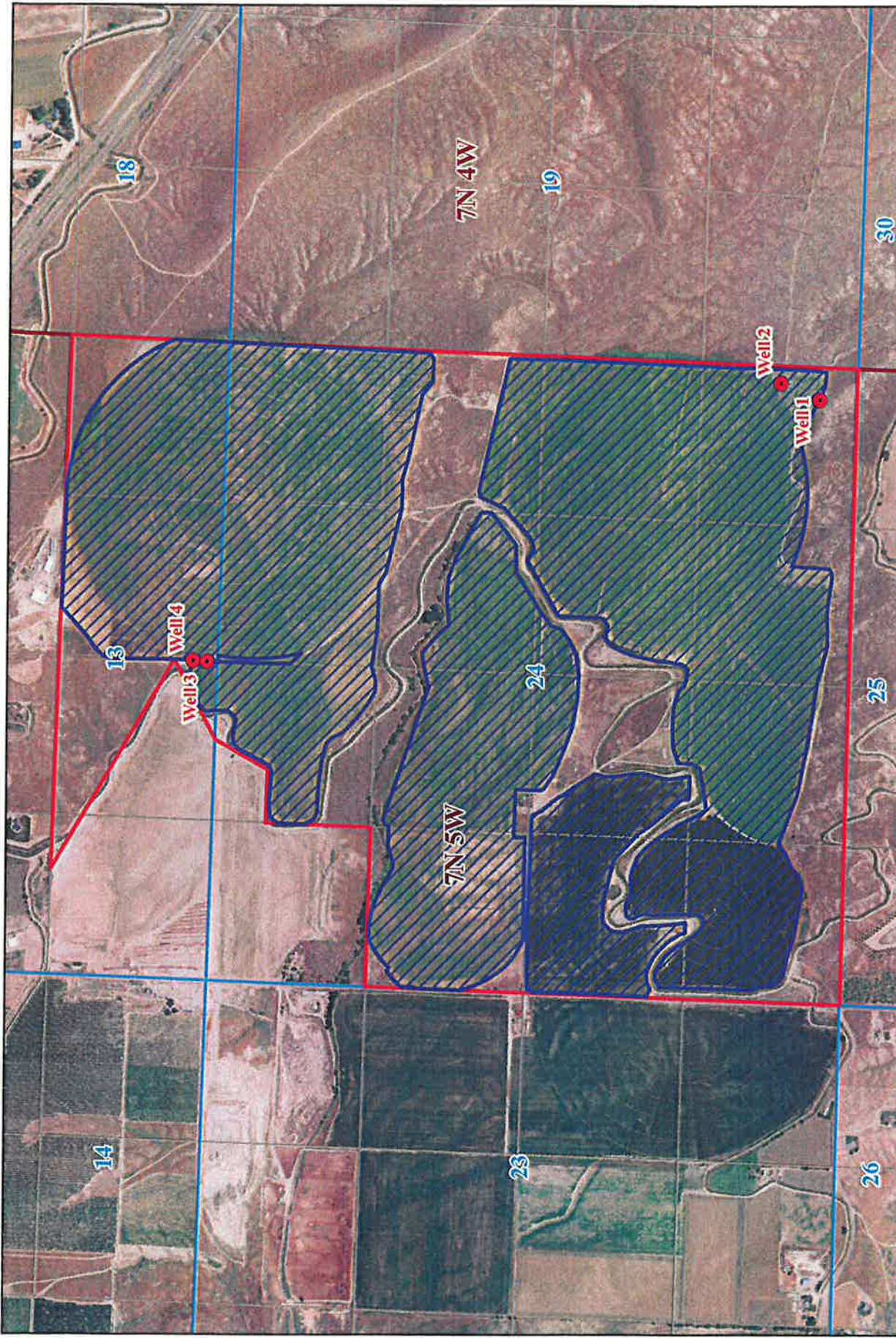
Reviewer _____ Date _____





LUECK FARM
PERMIT 63-33343
NAIP 2017 AERIAL





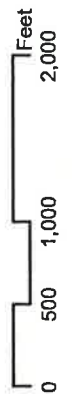
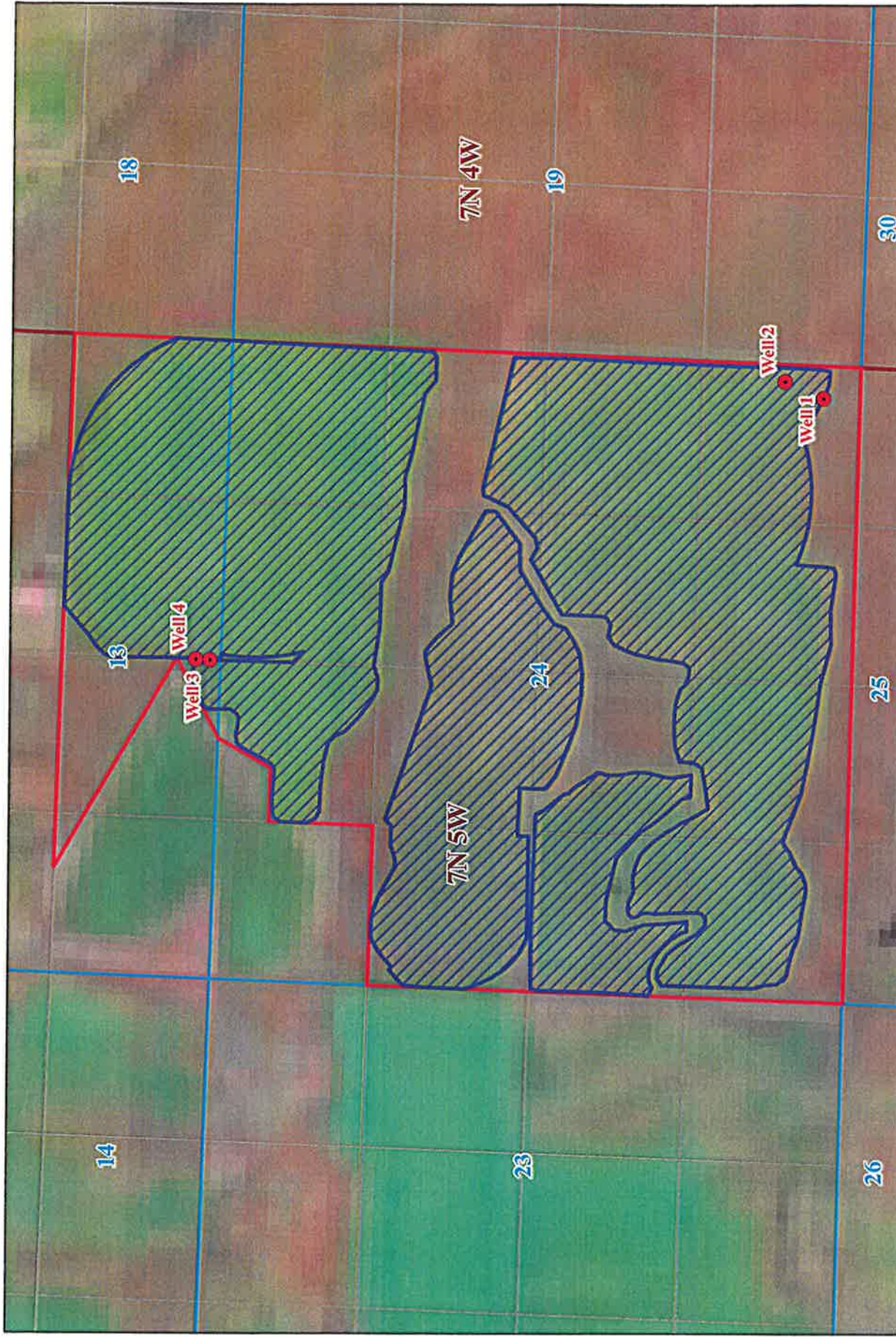
STARGAZER LAND AND CATTLE LP

LUECK FARM

NAIP 2017 AERIAL
522.0 Acres Irrigation

0 500 1,000 2,000 Feet

- Legend**
-  Lueck Farm PODs
 -  2017 Irrigation
 -  Lueck Farm



BROCKWAY ENGINEERING, PLLC.
GWS-Date: 6/21/2018

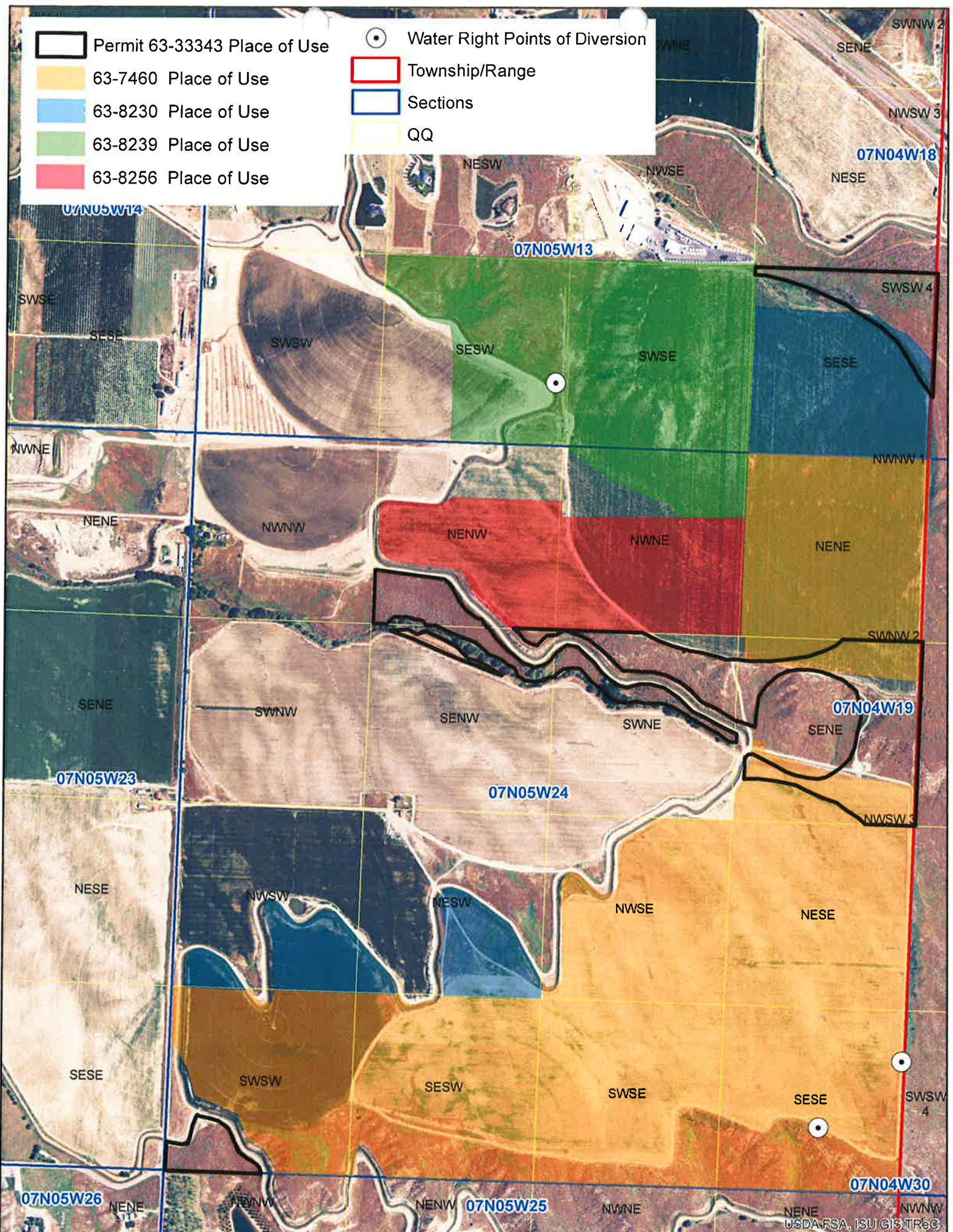
STARGAZER LAND AND CATTLE LP

LUECK FARM

LANDSAT 2017 AERIAL
522.0 Acres Irrigation

Legend

-  Lueck Farm PODs
-  2017 Irrigation
-  Lueck Farm



Well 1



Booster Pump



Well 2



Well 2 Flow Meter



Well 1 and Well 2 Plumbing Configuration







S 60 G-7412
 DEC 1970 FX B
 11C B 0404T X05 7411
 E107400
 2407420
 708819000
 708802013
 7088020



Well 4



[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Permit Report

6/20/2018

WATER RIGHT NO. 63-33343

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STARGAZER LAND & CATTLE LP WA2-141-05-55 601 W RIVERSIDE AVE 5TH FL SPOKANE, WA 99201-0647
Original Owner	AL & JERRY LUECK FARMS LLC 5415 S RAINBOW RD BUCKEYE, AZ 85326 6233860607

Priority Date: 03/08/2010

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	1.2 CFS	
Total Diversion			1.2 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESW	Sec. 13	Township 07N	Range 05W	PAYETTE County
GROUND WATER	SESE	Sec. 24	Township 07N	Range 05W	PAYETTE County
GROUND WATER	SESE	Sec. 24	Township 07N	Range 05W	PAYETTE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION PAYETTE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	05W	13		SESE	10									
		24		SWNE	11		SENE	20						
				NENW	11		SENE	4						
				SWSW	4									

Total Acres: 60

Conditions of Approval:

- 1.046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
- 2.01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
- 3.121
- 4.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.

Dates:

Proof Due Date: 01/01/2016

Proof Made Date: 01/02/2015

Approved Date: 12/29/2010

Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Application Received Date: 08/01/2011

Protest Deadline Date:

Number of Protests: 0

Field Exam Date::

Date Sent to State Off:

Date Received at State Off:

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)

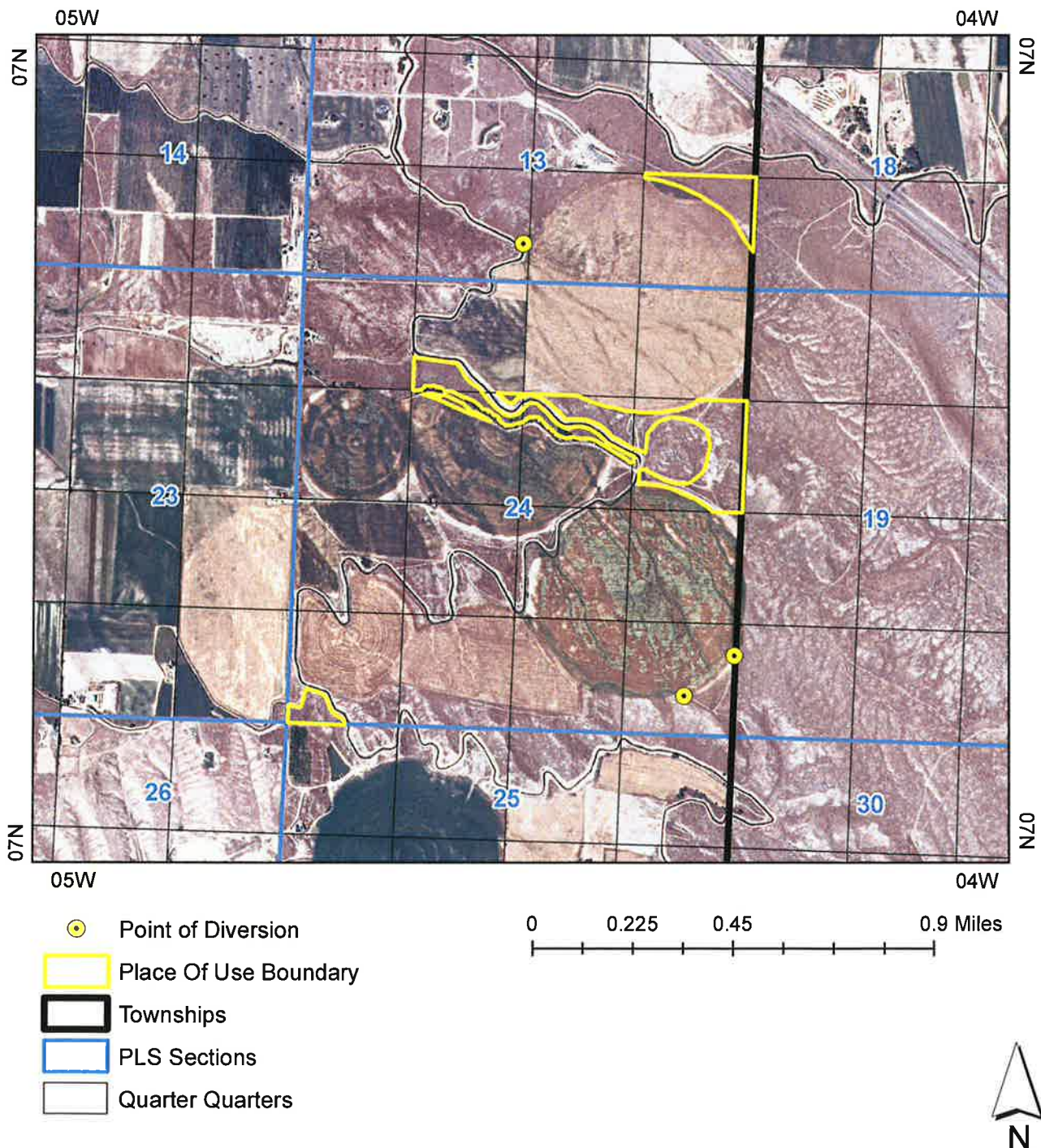
State of Idaho
Department of Water Resources

Permit To Appropriate Water

63-33343

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

6/20/2018

WATER RIGHT NO. 63-8256

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STARGAZER LAND & CATTLE LP WA2-141-05-55 601 W RIVERSIDE AVE 5TH FL SPOKANE, WA 99201-0647
Original Owner	ARTINA STOHLER
Original Owner	RINHOLD STOHLER 5100 ELMORE RD FRUITLAND, ID 83619 2084523279

Priority Date: 01/21/1976

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	03/15	11/15	0.9 CFS	203 AFA
Total Diversion			0.9 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESW	Sec. 13	Township 07N	Range 05W	PAYETTE County
GROUND WATER	SESE	Sec. 24	Township 07N	Range 05W	PAYETTE County
GROUND WATER	SESE	Sec. 24	Township 07N	Range 05W	PAYETTE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION PAYETTE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	05W	24		NWNE 25										
				NENW 20										

Total Acres: 45

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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.
3. 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.
4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/3/2009.
7. 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.
8. F06 The following rights are diverted through points of diversion described above: 63-7460, 63-8230, 63-8239 and 63-8256.

Dates:

Licensed Date:

Decreed Date: 04/03/2009

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4.5

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

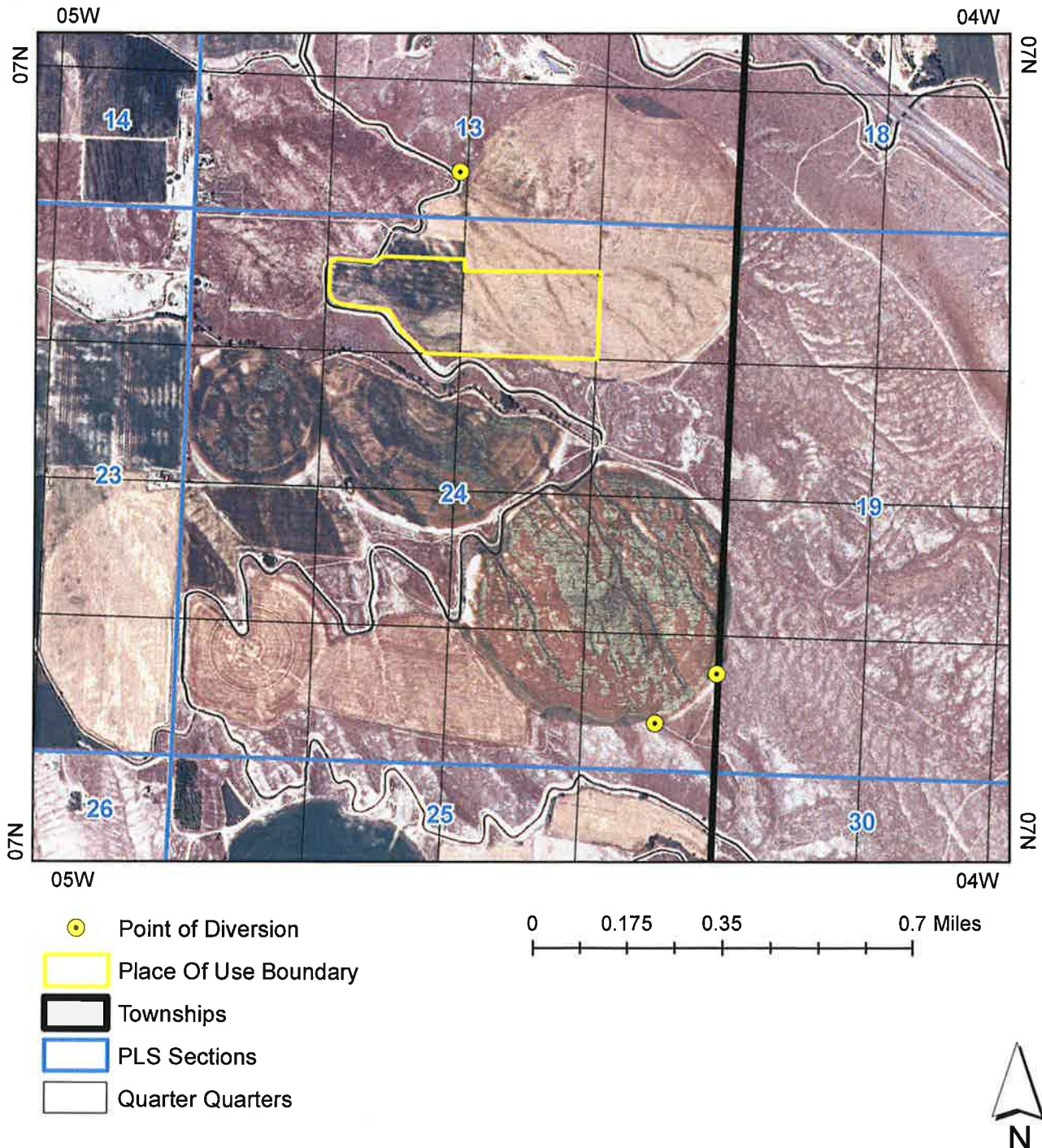
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State of Idaho
Department of Water Resources

Water Right
63-8256

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

6/20/2018

WATER RIGHT NO. 63-8239

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STARGAZER LAND & CATTLE LP WA2-141-05-55 601 W RIVERSIDE AVE 5TH FL SPOKANE, WA 99201-0647
Original Owner	BENJAMIN NELSON
Original Owner	JUANITA M NELSON
Original Owner	RICHARD D NELSON
Original Owner	ROSE NELSON 8202 S CLOVERDALE RD BOISE, ID 83709 2083624135
Original Owner	ARTINA STOHLER
Original Owner	RINHOLD STOHLER 5100 ELMORE RD FRUITLAND, ID 83619 2084523279

Priority Date: 04/09/1973
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	03/15	11/15	1.6 CFS	383 AFA
Total Diversion			1.6 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SESW|Sec. 13|Township 07N|Range 05W|PAYETTE County
GROUND WATER|SESE|Sec. 24|Township 07N|Range 05W|PAYETTE County
GROUND WATER|SESE|Sec. 24|Township 07N|Range 05W|PAYETTE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION PAYETTE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	05W	13		SESW	30									

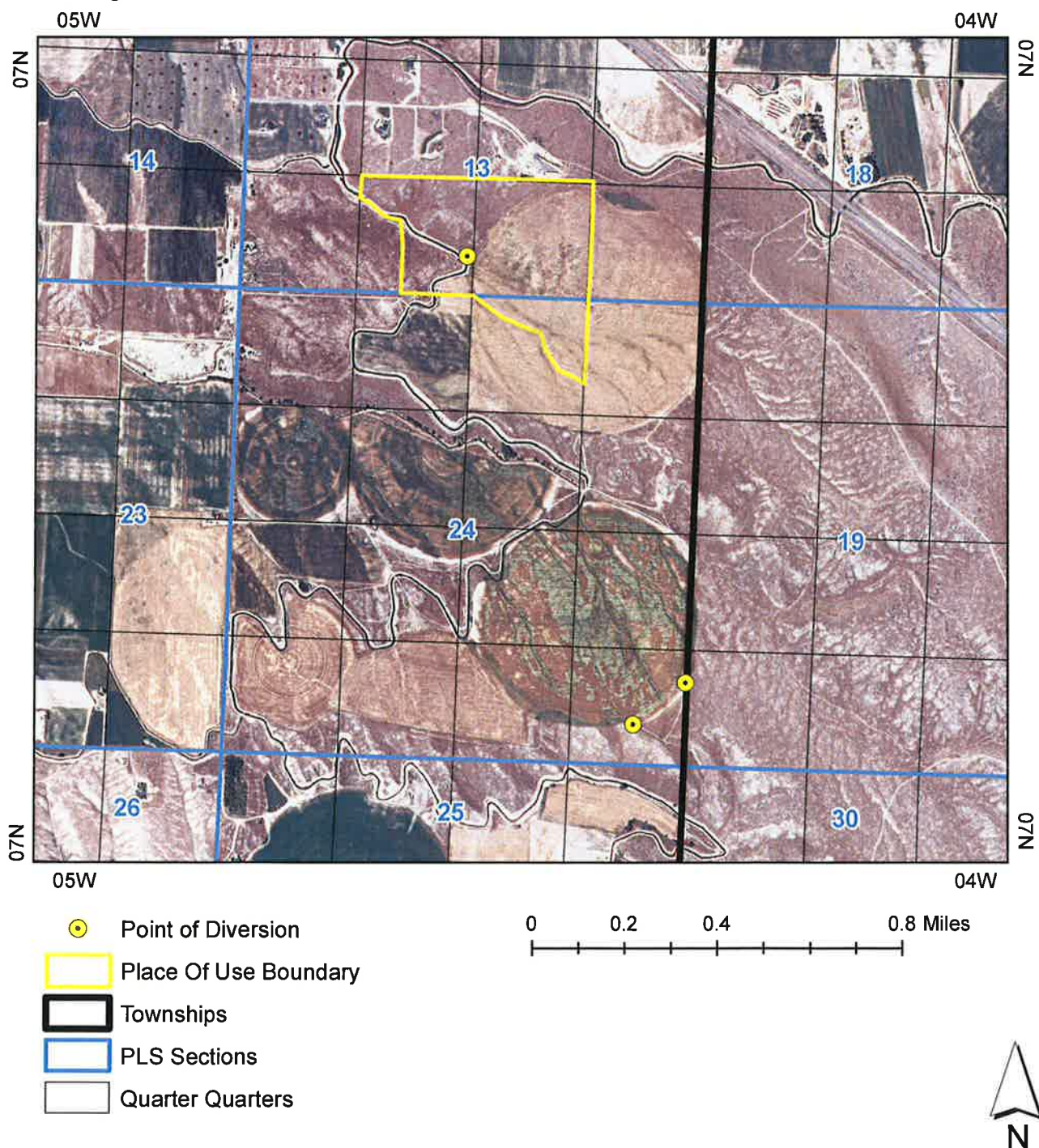
6/20/2018, 9:54 AM

State of Idaho
Department of Water Resources

Water Right 63-8239

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

6/20/2018

WATER RIGHT NO. 63-8230

Owner Type	Name and Address
Current Owner	STARGAZER LAND & CATTLE LP WA2-141-05-55 601 W RIVERSIDE AVE 5TH FL SPOKANE, WA 99201-0647
Original Owner	G M BROWN NAMPA, ID
Original Owner	AL DE JONG
Original Owner	ROGENE DE JONG 13901 YAKIMA VALLEY HWY ZILLAH, WA 98953

Priority Date: 10/27/1975

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	1.01 CFS	228 AFA
Total Diversion			1.01 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESW	Sec. 13	Township 07N	Range 05W	PAYETTE County
GROUND WATER	SESE	Sec. 24	Township 07N	Range 05W	PAYETTE County
GROUND WATER	SESE	Sec. 24	Township 07N	Range 05W	PAYETTE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION PAYETTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	05W	13		SESE	30									
		24		NESW	10.5		NWSW	10						

Total Acres: 50.5

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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.
3. 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.
4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/3/2009.
7. X35 Rights 63-7460 and 63-8230 when combined shall not exceed a total diversion rate of 5.58 cfs.
8. 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.
9. F06 The following rights are diverted through points of diversion described above: 63-7460, 63-8230, 63-8239 and 63-8256.
10. W14 Use of this right is combined with water from Black Canyon Irrigation District.

Dates:

Licensed Date:

Decreed Date: 04/03/2009

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4.5

Combined Acres Limit:

Combined Volume Limit:

Combined Rate Limit: 5.58

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

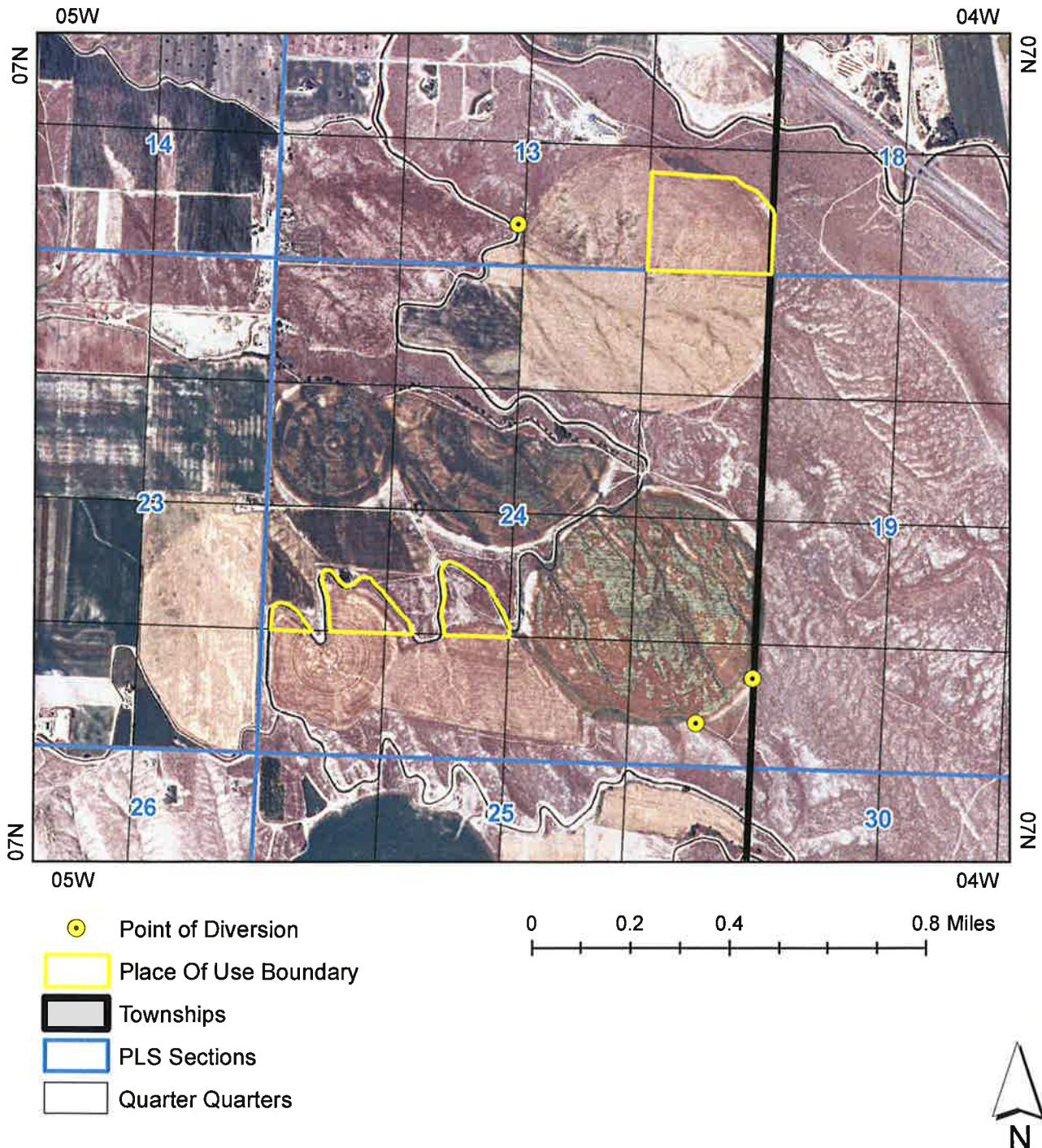
Close

State of Idaho
Department of Water Resources

Water Right
63-8230

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

6/20/2018

WATER RIGHT NO. 63-7460

Owner Type	Name and Address
Current Owner	STARGAZER LAND & CATTLE LP WA2-141-05-55 601 W RIVERSIDE AVE 5TH FL SPOKANE, WA 99201-0647
Original Owner	G M BROWN , ID
Original Owner	G M BROWN 1620 E LINCOLN ST NAMPA, ID 83651
Original Owner	ROBERT J BROWN 1624 AMITY AVE NAMPA, ID 83686 2084665552
Original Owner	AL DE JONG
Original Owner	ROGENE DE JONG 13901 YAKIMA VALLEY HWY ZILLAH, WA 98953

Priority Date: 07/06/1971

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	5.58 CFS	1267 AFA
Total Diversion			5.58 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SESW	Sec. 13	Township 07N	Range 05W	PAYETTE County
GROUND WATER	SESE	Sec. 24	Township 07N	Range 05W	PAYETTE County
GROUND WATER	SESE	Sec. 24	Township 07N	Range 05W	PAYETTE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION PAYETTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
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07N	05W	24	NENE	40	SENE	20			
			SWSW	34.5	SESW	39			
			NESE	40	NWSE	28	SWSE	40	SESE

Total Acres: 281.5

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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.
3. 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.
4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
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Generic Max Volume per Acre: 4.5

Combined Acres Limit:

Combined Volume Limit:

Combined Rate Limit: 5.58

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Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

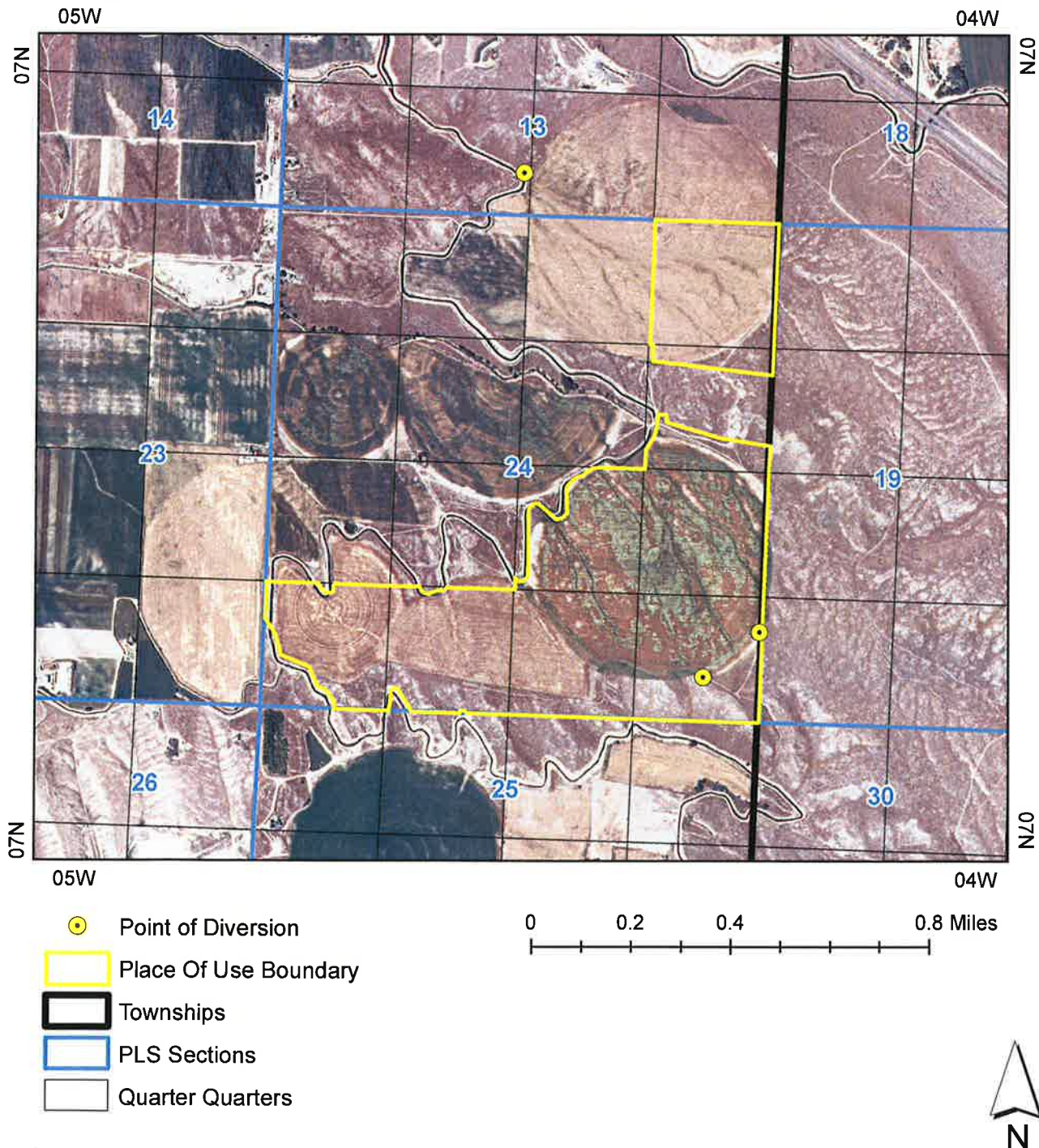
Close

State of Idaho
Department of Water Resources

Water Right
63-7460

IRRIGATION

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No. L 6863 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		Due no later than Apr 30, 2018 Annual Report Form 1. Mailing Address: Correct in this box if needed. STARGAZER LAND & CATTLE, L.P. BEN JERTBERG US TRUST BANK OF AMERICA 2815 TOWNSGATE RD 315 WESTLAKE VILLAGE CA 91361		2. Registered Agent and Address (NO PO BOX) MICHAEL RUST 225 N 9TH ST SUITE 620B BOISE ID 83702 3. New Registered Agent Signature:*			
Office Held	Name	Street or PO Address	City	State	Country	Postal Code	
GENERAL PARTNER	STARGAZER MANAGEMENT LLC	3333 ALLEN PKWY UNIT 2208	HOUSTON	TX	USA	77019	
5. Organized Under the Laws of: TX L 6863		6. Annual Report must be signed.* Signature: Ben Jertberg Name (type or print): Ben Jertberg Date: 02/27/2018 Title: Vice President					
Processed 02/27/2018		* Electronically provided signatures are accepted as original signatures.					