

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/10/2018

Water Right 63-34599

Owner Type **Name and Address**
Current Owner THORPE FAMILY TRUST
23498 BOISE RIVER RD
CALDWELL, ID 83607-9008
(208) 859-2765

Priority Date: 5/1/1889

Basis: Decreed

Status: Active

Source **Tributary**
BOISE RIVER SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.140 CFS	
	<u>Total Diversion</u>		0.140 CFS	

Source and Point(s) of Diversion

BOISE RIVER NWNW Sec. 8, Twp 05N, Rge 05W, CANYON County

Place Of Use

IRRIGATION within CANYON 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	
05N	05W	8										7.2							7.2

POU Total Acres: 7.2

Conditions of Approval:

1. SD1 This right originated as all or part of right no. 114-A in the Stewart Decree and the historic Boise River Water Masters records.
2. T08 Failure of the right holder to comply with the conditions of Transfer 4215 is cause for the Director to rescind approval of the transfer.
3. B01 The point of diversion under this right is located in a slough known locally as Kallarney slough.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. 183 Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights

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- containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
6. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
7. S49 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
8. T07 The right holder shall accomplish the change authorized by Transfer 4215 within one (1) year of the date of the approval.
9. 005 Use of water under this right is subject to control by the watermaster of State Water District No. 63, Boise River.

Comments:

- | | | | |
|--|-------|-----------|-------------|
| 1. | djudd | 8/10/2018 | Split Right |
| This right is a result of split from 63-276C due to change in ownership. | | | |
| 2. | djudd | 8/10/2018 | POD |
| Updated Shape | | | |
| 3. | djudd | 8/10/2018 | POU |
| Updated Shape | | | |

Dates and Other Information

Decreed Date: 3/12/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 63
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
63-34599



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections

0 0.1 0.2 0.4 Miles

