

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 65-23371

7/19/2018

Before Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KDB LLC 6916 BRINDLE POINT DR NAMPA, ID 83687-8002 (208) 870-6056
Original Owner	ARLENE B ELD 11085 THOMAS DR BOISE, ID 83709 (208) 375-2423
Original Owner	LARRY A ELD 11085 THOMAS DR BOISE, ID 83709 (208) 375-2423
Previous Owner	TIMBERLINE DEVELOPMENT LLC PO BOX 145 DONNELLY, ID 83615 (208) 315-0991

Priority Date: 9/9/1936

Basis: Decreed

Status: Active

Water Supply Bank Status: Active

Source

MUD CREEK

Tributary

NORTH FORK PAYETTE RIVER

Beneficial Use

IRRIGATION

MITIGATION BY NON-USE

From

04/15

01/01

Total Diversion

To

10/15

12/31

Diversion Rate

0.390 CFS

0.080 CFS

0.470 CFS

Volume

6.8 AF

Source and Point(s) of Diversion

MUD CREEK

NWSE

Sec. 32, Twp 17N, Rge 03E, VALLEY County

Place Of Use

IRRIGATION within VALLEY 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	
16N	03E	17				21.0													21.0

POU Total Acres: 21.0

Conditions of Approval:

1. 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

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7/19/2018

2. 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.
3. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-02359, 65-02398A, 65-02577, 65-08053.
- USE OF THIS RIGHT WITH RIGHT NO. 65-23373 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.50 CFS.

Comments:

1. jhersley 12/22/2009 split right
This water right is the result of split from 65-2399 due to change in ownership.
2. jhersley 12/22/2009 Mitigation & Water Bank
A 0.08 cfs/4 acre irrigation portion of the right will not be diverted in order to mitigate permit 65-23098. This portion should not be available in the water bank or for other beneficial uses due to the mitigation action.
3. jhersley 12/22/2009 POD
Updated Shape
4. jhersley 12/22/2009 POU
Updated Shape
5. pskaggs 2/3/2011 Combined Limit
Combined right limit split to reflect the proportional ownership split of Rights 65-2399 & 65-3185.
6. cparker 12/15/2017 Mitigation
Values for mitigation are changed based on the beneficial use developed for water right permit 65-23098 as confirmed during the field exam.

Dates and Other Information

Decreed Date: 10/31/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.500		
65-23371 ,65-23373		

SubCase:

N/A

Water Supply Bank:

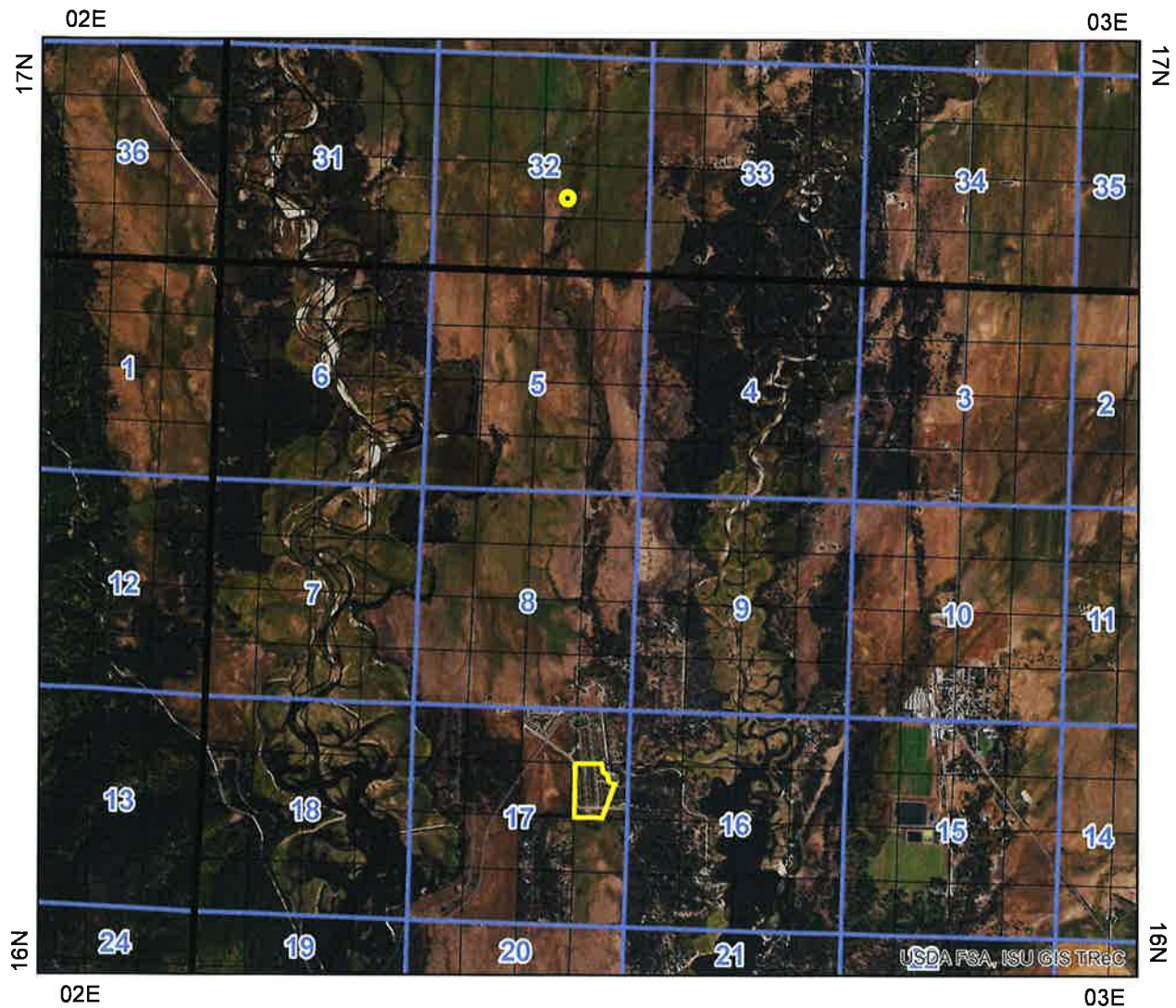
Lessor Name: KDB LLC

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 65-23371

7/19/2018

Lease Status: Active
Lease Amount: .39
Rental Availability: .39
Date Received: 12/30/2013
Lease Begin Date: 1/1/2014
Expiration Date: 12/31/2018

State of Idaho
Department of Water Resources
Water Right License
65-23371



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

0 0.5 1 2 Miles



IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 65-23371

7/25/2018

After Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KDB LLC 6916 BRINDLE POINT DR NAMPA, ID 83687-8002 (208) 870-6056
Original Owner	ARLENE B ELD 11085 THOMAS DR BOISE, ID 83709 (208) 375-2423
Original Owner	LARRY A ELD 11085 THOMAS DR BOISE, ID 83709 (208) 375-2423
Previous Owner	TIMBERLINE DEVELOPMENT LLC PO BOX 145 DONNELLY, ID 83615 (208) 315-0991

Priority Date: 9/9/1936

Basis: Decreed

Status: Active

Water Supply Bank Status: Active

Source

MUD CREEK

Tributary

NORTH FORK PAYETTE RIVER

Beneficial Use

IRRIGATION

MITIGATION BY NON-USE

From

04/15

01/01

Total Diversion

To

10/15

12/31

Diversion Rate

0.270 CFS

0.080 CFS

0.350 CFS

Volume

6.8 AF

Source and Point(s) of Diversion

MUD CREEK

NWSE

Sec. 32, Twp 17N, Rge 03E, VALLEY County

Place Of Use

IRRIGATION within VALLEY 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	
16N	03E	17				15.0													15.0

POU Total Acres: 15.0

Conditions of Approval:

1. 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

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7/25/2018

2. 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. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 65-02359, 65-02398A, 65-02577, 65-08053 & 65-23784.
3. USE OF THIS RIGHT WITH RIGHT NO. 65-23373 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.37 CFS.

Comments:

1. jhersley 12/22/2009 split right
This water right is the result of split from 65-2399 due to change in ownership.
2. jhersley 12/22/2009 Mitigation & Water Bank
A 0.08 cfs/4 acre irrigation portion of the right will not be diverted in order to mitigate permit 65-23098. This portion should not be available in the water bank or for other beneficial uses due to the mitigation action.
3. jhersley 12/22/2009 POD
Updated Shape
4. jhersley 12/22/2009 POU
Updated Shape
5. psdaggs 2/3/2011 Combined Limit
Combined right limit split to reflect the proportional ownership split of Rights 65-2399 & 65-3185.
6. cparker 12/15/2017 Mitigation
Values for mitigation are changed based on the beneficial use developed for water right permit 65-23098 as confirmed during the field exam.
7. Ownership Change 7/24/2018 Split Right
Split into 65-23371 & 65-23784 due to change in ownership. A portion of the water right was conveyed without land to Matt Moser.

Dates and Other Information

Decreed Date: 10/31/2000
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.500		
65-23371 ,65-23373		

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Water Right 65-23371

7/25/2018

SubCase:

N/A

Water Supply Bank:

Lessor Name: KDB LLC

Lease Status: Active

Lease Amount: .39

Rental Availability: .39

Date Received: 12/30/2013

Lease Begin Date: 1/1/2014

Expiration Date: 12/31/2018