

4/24/2018

Page 53 of 56

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/24/2018

- diversion rate of .36 cfs and a total annual maximum diversion volume of 122.1 af at the field headgate, and the irrigation of 44 acres.
5. X35 Rights 45-425D, 45-433, 45-514A, 45-516, 45-2413, 45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055, 45-7064, 45-7150, 45-7242, 45-7307 and 45-13550 when combined shall not exceed a total diversion rate of .47 cfs, and the irrigation of 44 acres.
 6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
 7. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.140.
 8. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
 9. 214 Prior to the diversion and use of water under Transfer approval 78907, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
 10. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
 11. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
 12. K04 This right is an expansion of the following right nos. pursuant to Section 42-1416B, Idaho Code. Combined rights: 45-2413, 45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055, 45-7064, 45-7150, 45-7242, & 45-7307.
 13. S21 Use of this right is combined with water from Oakley Canal Co.
 14. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
 15. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
 16. 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.
 17. 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.

Comments:

- | | | |
|------------------------------|-----------|-----|
| 1. jstanton
Updated shape | 1/27/2006 | POD |
| 2. jstanton
Updated shape | 4/6/2006 | POD |

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/24/2018

3. pskaggs 6/15/2006 Transferred Right
This is now an approved transfer, transfer number = 72035
4. kpickett 7/18/2006 POD
Correlated PODID 661978 from SpatialDataID 184750 to SpatialDataID 184753
5. kpickett 7/18/2006 POD
Correlated PODID 661981 from SpatialDataID 184759 to SpatialDataID 184771
6. nmiller 5/17/2010 POD
PODID 661979 correlated from SpatialDataID 183497 to SpatialDataID 183520
7. nmiller 5/17/2010 POD
PODID 661980 correlated from SpatialDataID 285376 to SpatialDataID 184908
8. nmiller 5/17/2010 POD
PODID 661983 correlated from SpatialDataID 297861 to SpatialDataID 183460
9. CHAHN 3/22/2012 SECURITY INTEREST
SECURITY INTEREST SUBMITTED 03/12/2012 METROPOLITAN LIFE INSURANCE
COMPANY EXPIRING 12-05-2032.
10. wmills 12/9/2013 Updated Shape
Updated PODShape
11. wmills 12/10/2013 Updated Shape
Updated PODShape
12. amerritt 2/20/2014 Transferred Right
This is now an approved transfer. Transfer Number = 78907
13. nerickson 2/12/2015 POD
PODID 863956 correlated from SpatialDataID 489891 to SpatialDataID 491588
14. Ownership Change 11/17/2016 Split Right
Split into 45-13350 and 45-14499 pursuant to an ownership change.
15. tfawcett 12/28/2016 POU
Updated Shape

Dates and Other Information

Decreed Date: 1/6/2006

Water District Number: 140

Mitigation Plan: False

Combined Use Limits

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/24/2018

SubCase:

SubCaseNumber: 45-13550

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned:

Adjudication Agent:

Basis of Claim: Beneficial Use

Date Filed:

Objection Status:

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

**Water Rights 45-425D, 45-433, 45-514A, 45-516, 45-2413,
45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055,
45-7064, 45-7150, 45-7242, 45-7307, 45-13550
Map AFTER Ownership Change Split**



0 0.075 0.15 0.3 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/17/2016

12S	22E	32	38.0	33.0	34.0	38.0	39.0	31.0	36.0	38.0									287.0
12S	22E	33					39.0	39.0	39.0	39.0									156.0
13S	21E	1	40.0	40.0	39.0	39.0	40.0	41.0	39.0	39.0									317.0
			L1	L2			L3	L4											

Right Acre Limit: 974.0

POU Total Acres: 3,605.0

Conditions of Approval:

1. The point of diversion located in the SWSWNE, S17, T12S, R22E is limited to a maximum diversion rate of 10.00 cfs.
2. All points of diversion described on this water right that are located within Range 22 are within the Oakley-Kenyon Critical Ground Water Area and are limited to 15.96 cfs and 4534.4 afa.
3. X27 This right is limited to the irrigation of 974 acres within the authorized place of use in a single irrigation season.
4. X35 Rights 45-2413, 45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055, 45-7064, 45-7150, 45-7242, 45-7307, and 45-13550 when combined shall not exceed a total diversion rate of 29.29 cfs and a total annual maximum diversion volume of 10002.4 af at the field headgate, and the irrigation of 3605 acres.
5. X35 Rights 45-425D, 45-433, 45-514A, 45-516, 45-2413, 45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055, 45-7064, 45-7150, 45-7242, 45-7307 and 45-13550 when combined shall not exceed a total diversion rate of 38.91 cfs, and the irrigation of 3605 acres.
6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.140.
8. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. 214 Prior to the diversion and use of water under Transfer approval 78907, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
11. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
12. K04 This right is an expansion of the following right nos. pursuant to Section 42-1416B, Idaho Code. Combined rights: 45-2413, 45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055, 45-7064, 45-7150, 45-7242, & 45-7307.
13. S21 Use of this right is combined with water from Oakley Canal Co.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/17/2016

14. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
15. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. 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.
17. 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.

Comments:

1. jstanton 1/27/2006 POD
Updated shape
2. jstanton 4/6/2006 POD
Updated shape
3. psdaggs 6/15/2006 Transferred Right
This is now an approved transfer, transfer number = 72035
4. kpickett 7/18/2006 POD
Correlated PODID 661978 from SpatialDataID 184750 to SpatialDataID 184753
5. kpickett 7/18/2006 POD
Correlated PODID 661981 from SpatialDataID 184759 to SpatialDataID 184771
6. nmiller 5/17/2010 POD
PODID 661979 correlated from SpatialDataID 183497 to SpatialDataID 183520
7. nmiller 5/17/2010 POD
PODID 661980 correlated from SpatialDataID 285376 to SpatialDataID 184908
8. nmiller 5/17/2010 POD
PODID 661983 correlated from SpatialDataID 297861 to SpatialDataID 183460
9. CHAHN 3/22/2012 SECURITY INTEREST
SECURITY INTEREST SUBMITTED 03/12/2012 METROPOLITAN LIFE INSURANCE
COMPANY EXPIRING 12-05-2032.
10. wmills 12/9/2013 Updated Shape
Updated PODShape
11. wmills 12/10/2013 Updated Shape
Updated PODShape
12. amerritt 2/20/2014 Transferred Right
This is now an approved transfer. Transfer Number = 78907

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/17/2016

13. nerickson 2/12/2015 POD
PODID 863956 correlated from SpatialDataID 489891 to SpatialDataID 491588

Dates and Other Information

Decreed Date: 1/6/2006
Water District Number: 140
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
29.290	10,002.4	3,605.0
45-2413 ,45-2431 ,45-2432 ,45-2594B ,45-4045 ,45-4107 ,45-7055 ,45-7064 ,45-7150 ,45-7242 ,45-7307 ,45-13550		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
38.910		3,605.0
45-2413 ,45-2431 ,45-2432 ,45-2594B ,45-4045 ,45-4107 ,45-7055 ,45-7064 ,45-7150 ,45-7242 ,45-7307 ,45-13550 ,45-425D ,45-433 ,45-514A ,45-516		

SubCase:

SubCaseNumber: 45-13550
Class: 1
SF5 Filed Date: 11/7/2005
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: Jean Robertson
Basis of Claim: Beneficial Use
Date Filed:
Objection Status:

Water Supply Bank:

N/A

Map BEFORE Ownership Change Split
45-425D, 45-433, 45-514A, 45-516,
45-2413, 45-2431, 45-2432, 45-2594B,
45-4045, 45-4107, 45-7055, 45-7064,
45-7150, 45-7242, 45-7307, 45-13550

12S21E

12S22E

13S21E

13S22E