

Before
split

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/23/2017

Water Right 65-4033

Owner Type **Name and Address**
Current Owner ISLAND CAPITOL LLC
 1409 N MAIN ST
 MERIDIAN, ID 83642
 (208) 288-0100

Priority Date: 7/10/1950

Basis: Decreed

Status: Active

Source **Tributary**
BOULDER CREEK NORTH FORK PAYETTE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/15	0.900 CFS	
STOCKWATER	01/01	12/31	0.050 CFS	
	Total Diversion		0.950 CFS	

Source and Point(s) of Diversion

BOULDER CREEK SENE Sec. 2, Twp 16N, Rge 03E, VALLEY County

Place Of Use

IRRIGATION within VALLEY County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	03E	1									40.0	32.0	40.0	40.0					152.0
16N	03E	2													31.0			40.0	71.0
16N	03E	12					17.0	40.0	35.0			14.0							106.0

Right Acre Limit: 45.0

POU Total Acres: 329.0

STOCKWATER Same as IRRIGATION

Conditions of Approval:

1. W18 A PORTION OF THIS RIGHT IS COMBINED WITH WATER FROM ROSEBERRY IRRIGATION DISTRICT.
2. S37 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 15 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 45 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

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- 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. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
6. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
7. C20 Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.
This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

Comments:

1. sbock 8/22/2001 sf5
This claim is being altered to reflect the ppu from licensed right 65-7361. This changes the pod and pou for this right.
2. dbuffing 10/16/2001 Address
Address change for attorney
3. dbuffing 11/1/2001 Ownership change
The data in the name field was changed to show this right has an ownership change.

Dates and Other Information

Decreed Date: 6/30/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: Or
Water District Number: 65D
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 65-4033
Class: 1
SF5 Filed Date: 8/28/2002
Special Master Recom Signed Date: 4/14/2004
Attorney Assigned: SUSAN E HAMLIN-NYGARD
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 4/14/2000

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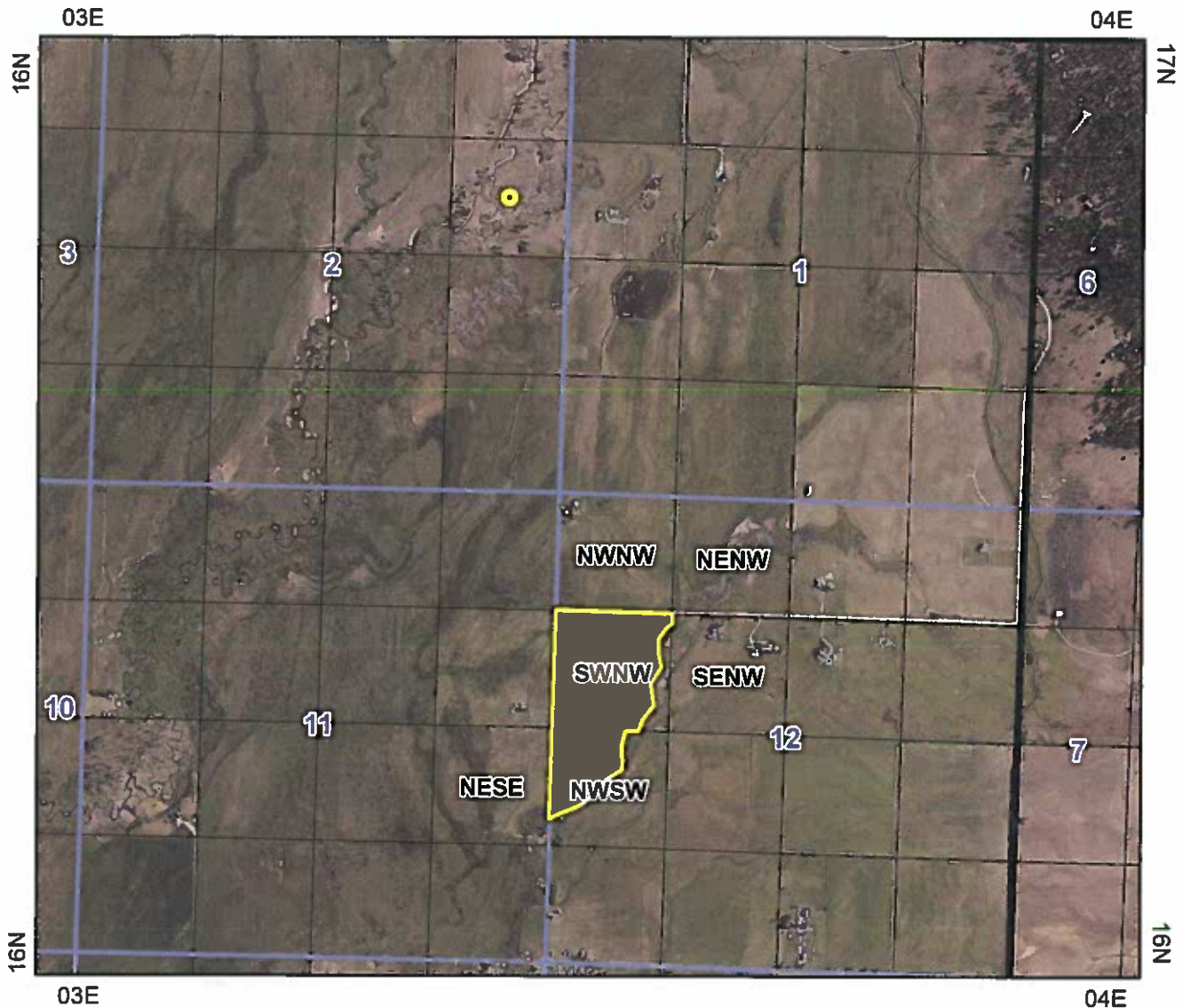
Objection Status: Active

Water Supply Bank:
N/A

State of Idaho
Department of Water Resources
Attachment to Water Right License
65-4033

*Before
Split*

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.225 0.45 0.9 Miles

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



After
Split
9/8/2017

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MERIDIAN, ID 83642
(208) 288-0100

Priority Date: 7/10/1950
Basis: Decreed
Status: Active

Source **Tributary**
BOULDER CREEK NORTH FORK PAYETTE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/15	0.100 CFS	
STOCKWATER	01/01	12/31	0.010 CFS	
	Total Diversion		0.110 CFS	

Source and Point(s) of Diversion
BOULDER CREEK SENE Sec. 2, Twp 16N, 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	2													31.0				31.0

Right Acre Limit: 5.0

POU Total Acres: 31.0

STOCKWATER Same as IRRIGATION

Conditions of Approval:

1. C20 Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.
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3. 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.
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2. dbuffing 10/16/2001 Address
Address change for attorney
3. dbuffing 11/1/2001 Ownership change
The data in the name field was changed to show this right has an ownership change.
4. Ownership Change 9/7/2017 Split Right
WR 65-4033 has been split by ownership change into WR 65-23720
5. jshearer 9/8/2017 POU
Updated Shape

Dates and Other Information

Decreed Date: 6/30/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65D
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 65-4033
Class: 1
SF5 Filed Date: 8/28/2002
Special Master Recom Signed Date: 4/14/2004
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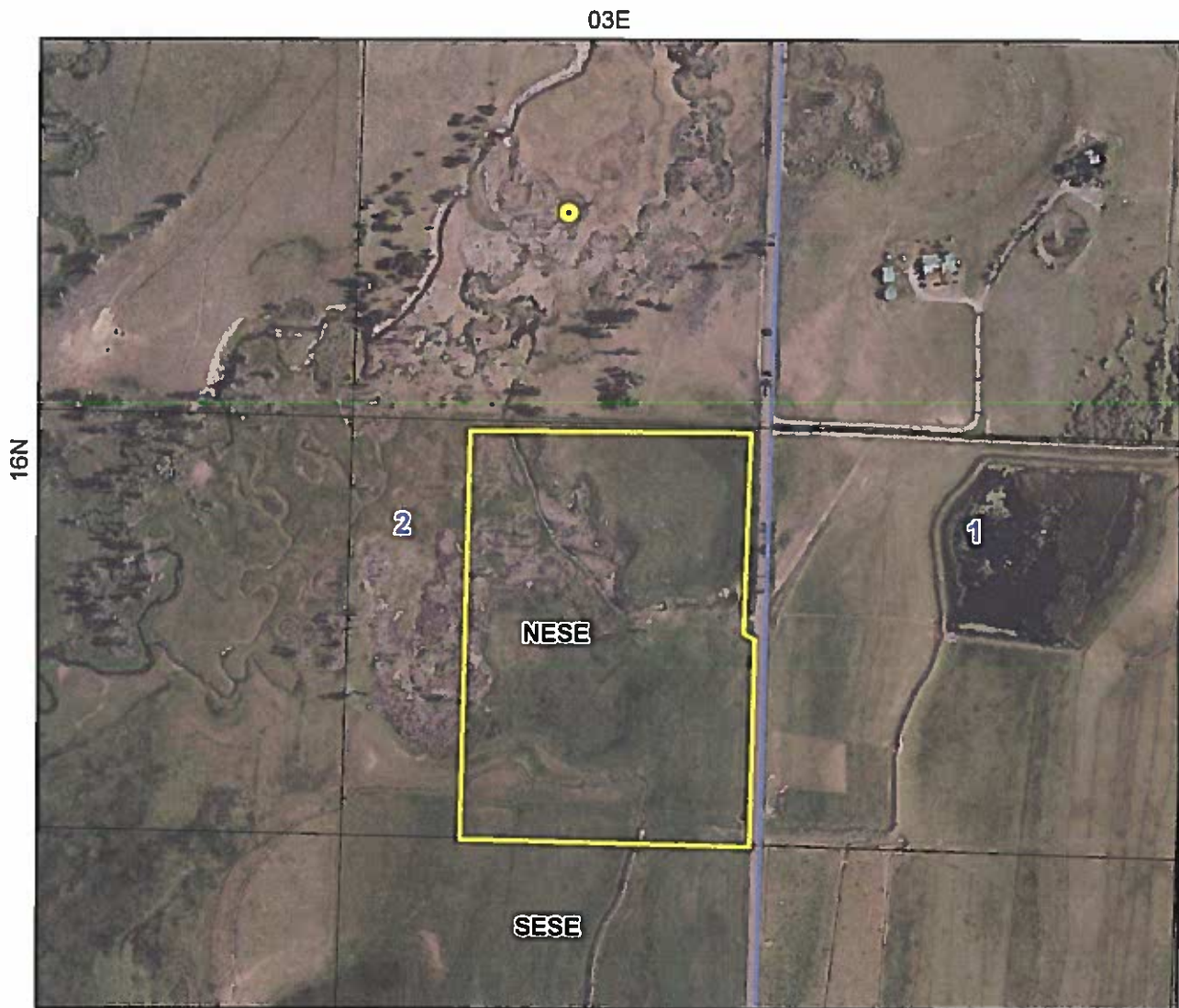
Adjudication Agent:
Basis of Claim: Decreed
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Objection Status: Active

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0 0.05 0.1 0.2 Miles

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-  Place Of Use Boundary
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