

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 37-23088

10/27/2017

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLACKBURN FARMS III LP 43940 W NORTH AVE FIREBAUGH, CA 93622
Original Owner	NMS LEASING INC BANK OF HAWAII ATTN: MS KIM YOSHIMOTO 130 MERCHANT ST HONOLULU, HI 96802 (808) 538-4737
Previous Owner	REDSTONE PARTNERS LP 1188 EAGLE VISTA CT RENO, NV 89511 (775) 560-2228
Security Interest	LOVAS TRUST 681 NORANTE COURT PLEASANTON, CA 94566
Trustee	MICHAEL LOVAS 681 NORANTE COURT PLEASANTON, CA 94566

Priority Date: 6/15/1891

Basis: Decreed

Status: Active

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From

04/15

To

10/31

Diversion Rate

2.110 CFS

Volume

Total Diversion

2.110 CFS

Source and Point(s) of Diversion

BIG WOOD RIVER

NESWNW

Sec. 36, Twp 02N, Rge 18E, BLAINE County

Place Of Use

IRRIGATION within BLAINE 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	
01N	19E	17			38.0				31.0	40.0	40.0	13.0		26.0	11.0	40.0	40.0	22.0	301.0
01N	19E	20	39.0	38.5	19.0	40.0	7.0								35.0	1.3		13.0	192.8
01N	19E	21						10.0	9.0			24.0	36.0	1.2					80.2
								L8	L9			L11		L12					
01N	19E	27	11.0	9.0	40.0	11.0			13.0	30.0	40.0	38.0	40.0	30.0	3.8	36.0	4.0		305.8

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01N	19E	28			14.0	4.0	13.0	29.0	6.4	37.0	22.0			2.2	39.0	39.0	36.0	40.0	281.6
01N	19E	33	40.0	14.0		30.0													84.0
01N	19E	34					0.2	31.0	15.0										46.2

Right Acre Limit: 236.7

POU Total Acres: 1,291.6

Conditions of Approval:

1. Total volume of water delivered to the field from this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed 4626.9 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).
2. X27 This right is limited to the irrigation of 236.7 acres within the authorized place of use in a single irrigation season.
3. Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads (for ground water rights) for this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed a total instantaneous rate of 25.8 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).
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. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
6. Right Nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088 and 37-23089 are limited to the irrigation of a combined total of 971.1 acres in a single irrigation season.
7. Right Nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 are limited to the irrigation of a combined total of 1291.6 acres in a single irrigation season.
8. E55 Right Nos. 37-23086, 37-23087 and 37-23088 are limited to the irrigation of a combined total of 236.7 acres in a single irrigation season.

Comments:

1. jhersley 10/25/2017 split right
Split from 37-667N due to change in ownership.
2. jhersley 10/25/2017 POD
Updated Shape
3. jhersley 10/25/2017 POU
Updated Shape

Dates and Other Information

Decreed Date: 1/14/2009

IDAHO DEPARTMENT OF WATER RESOURCES
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10/27/2017

Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		1,291.6
37-23083 ,37-23084 ,37-23085 ,37-23086 ,37-23087 ,37-23088 ,37-23089		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		1,291.6
37-23083 ,37-23084 ,37-23085 ,37-23086 ,37-23087 ,37-23088 ,37-23089 ,37-23090 ,37-23091 ,37-23092 ,37-23093		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		236.7
37-23086 ,37-23087 ,37-23088		

SubCase:

N/A

Water Supply Bank:

N/A