

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/4/2017

Water Right 31-12412

Owner Type **Name and Address**
Current Owner BROWN ALPHA II LLC
101 MISSION ST STE 505
SAN FRANCISCO, CA 94105

Priority Date: 7/15/1981

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.020 CFS	3.3 AF
	<u>Total Diversion</u>		0.020 CFS	3.3 AF

Source and Point(s) of Diversion

GROUND WATER SESWNE Sec. 25, Twp 08N, Rge 37E, FREMONT County

Place Of Use

IRRIGATION within FREMONT 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	
08N	37E	25			6.8	26.0													32.8
08N	38E	30							0.2										0.2
									L2										

Right Acre Limit: 0.9

POU Total Acres: 33.0

Conditions of Approval:

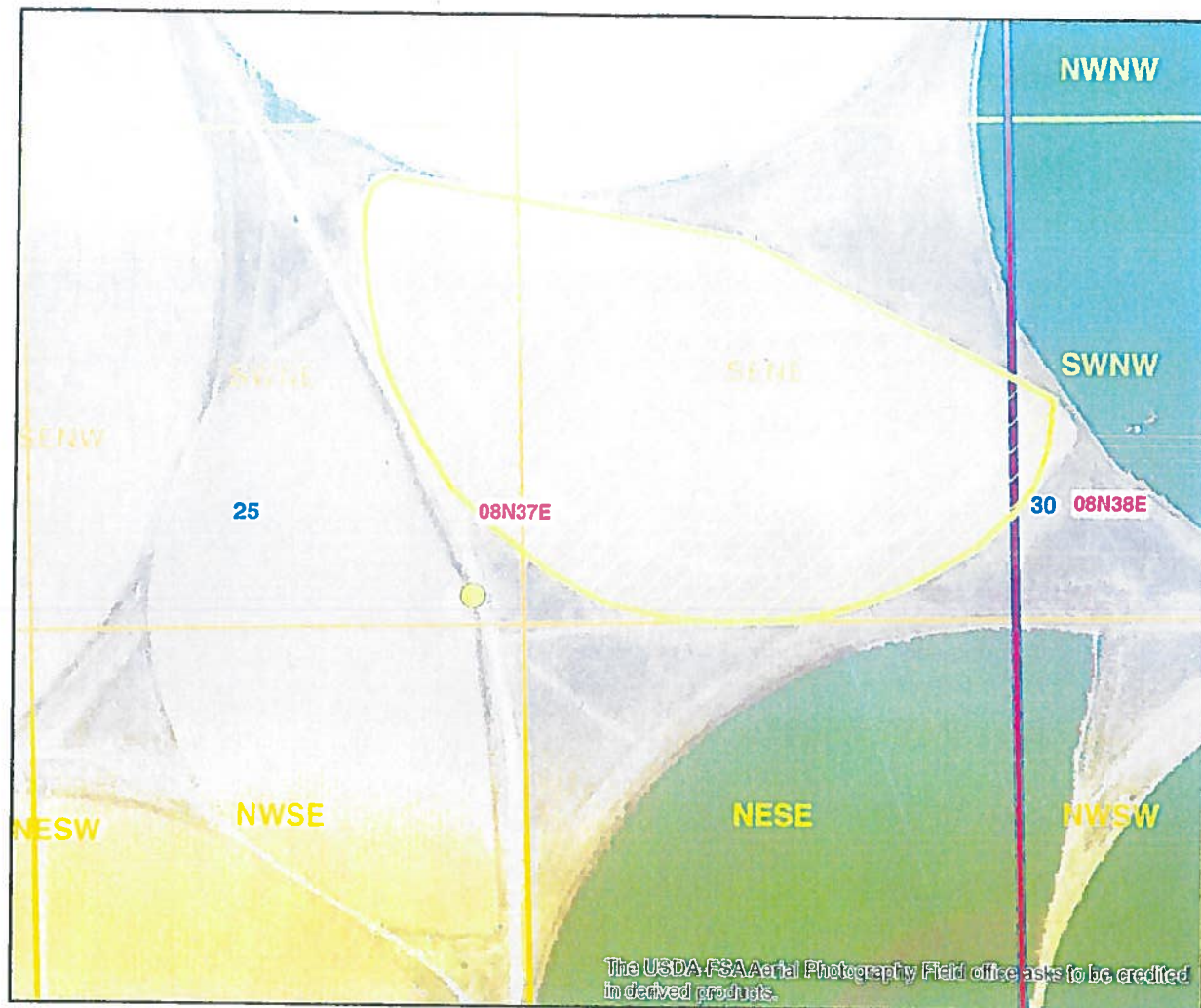
1. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
2. 131 Prior to the diversion and use of water under Transfer approval 74436, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.
3. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. X35 Rights 31-12408, 31-12409, 31-12410, 31-12411 and 31-12412 when combined shall not exceed a total diversion rate of 0.53 cfs, a total annual maximum diversion volume of 103.2 af at the field headgate, and the irrigation of 33.0 acres.
5. Rights 31-12411 and 31-12412 when combined shall not exceed a total diversion rate of 0.12 cfs.

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6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. K02 This right is based upon an enlargement of Right No. 31-12411 pursuant to Section 42-1426, Idaho Code.
8. K09 This right is for an enlargement of 0.9 acres within the place of use described for this right.
9. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
10. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
12. 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.
13. 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.

**Water Rights 31-12408, 31-12409, 31-12410, 31-12411 and 31-12412
Brown Alpha II LLC**



2013 Aerial Photo

