

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-34448

9/25/2017

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	DANA L HOFSTETTER HAWLEY TROXELL ENNIS & HAWLEY 877 MAIN ST STE 1000 PO BOX 1617 BOISE, ID 83701-1617 (208) 344-6000
Current Owner	BID LLC C/O DOUGLAS K BATES 777 W MAIN ST STE 900 BOISE, ID 83702 (208) 489-7488
Original Owner	JULIA MAMMON , ZZ
Previous Owner	THE TINA IEST FAMILY LLLP C/O HELEN TIDWELL 5700 S LINDER RD MERIDIAN, ID 83642 (208) 888-3325

Priority Date: 6/1/1878

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.860 CFS	
	<u>Total Diversion</u>		0.860 CFS	

Source and Point(s) of Diversion

BOISE RIVER	SWSE	Sec. 26, Twp 05N, Rge 05W, CANYON County
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Place Of Use

IRRIGATION within CANYON 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	
05N	05W	27	10.0	5.0		26.0													41.0
			L1	L2		L1													

POU Total Acres: 41.0

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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- 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.
2. 183 Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
 3. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
 4. E55 Right Nos. 63-34448, 63-34449 AND 63-34450 are limited to the irrigation of a combined total of 41 acres in a single irrigation season.
 5. E51 Right Nos. 63-34448, 63-34449 AND 63-34450 are limited to a total combined diversion rate of 6.3 cfs.
 6. S49 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
 7. SD1 This right originated as all or part of right no. 69 in the Stewart Decree and the historic Boise River Water Masters records.
 8. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Comments:

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|---|----------|-----------|-------------|
| 1. | jhersley | 9/25/2017 | split right |
| This water right is the result of split from 63-201 due to a change in ownership. | | | |
| 2. | jhersley | 9/25/2017 | POD |
| Updated Shape | | | |
| 3. | jhersley | 9/25/2017 | POU |
| Updated Shape | | | |

Dates and Other Information

Decreed Date: 7/29/2014
Civil Case Number: 39576
Judicial District: FIFTH
Mitigation Plan: False

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Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
6.300		41.0
63-34448 ,63-34449 ,63-34450		

SubCase:

N/A

Water Supply Bank:

N/A