

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-4695

9/5/2017

After Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ORION HOLDINGS LLC PO BOX 1939 EAGLE, ID 83616 (208) 404-2161
Original Owner	LORNA M DENNETT 1970 SOUTH CHANNEL RD MERIDIAN, ID 83642
Original Owner	MEL DENNETT 1970 SOUTH CHANNEL RD MERIDIAN, ID 83642
Previous Owner	WROTEN FAMILY REVOCABLE LIVING TRUST PO BOX 686 EAGLE, ID 83616 (208) 939-8444
Previous Owner	SOUTH CHANNEL LLC PO BOX 1550 EAGLE, ID 83616 (208) 941-5373
Representative	T O ENGINEERS INC 2471 S TITANIUM PL MERIDIAN, ID 83642-6703 (208) 323-2288

Priority Date: 12/31/1939

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.160 CFS	37.0 AF
DOMESTIC	01/01	12/31	0.040 CFS	
	<u>Total Diversion</u>		0.200 CFS	37.0 AF

Source and Point(s) of Diversion

GROUND WATER	NESWSW	Sec. 17, Twp 04N, Rge 01E, ADA County
GROUND WATER	NESESW	Sec. 17, Twp 04N, Rge 01E, ADA County

Place Of Use

DOMESTIC within ADA 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	

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04N	01E	17												X					
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IRRIGATION within ADA 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	
04N	01E	17											29.7	27.0			7.0		63.7
04N	01E	20		5.0			10.0	2.4											17.4

Right Acre Limit: 8.0

POU Total Acres: 81.1

Conditions of Approval:

1. Rights 63-132, 63-4695, 63-31312 and 63-31313 under Transfer 72596 authorize the combined total diversion of water for aesthetic storage in the amount of 42.2 af to be used for replacement of losses caused by evaporation from 14.5 acres total surface area of seven (7) aesthetic ponds authorized for aesthetic storage under right 63-32235.
2. T07 The right holder shall accomplish the change authorized by this transfer within three years of the date of this approval.
3. 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.
4. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
5. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. X27 This right is limited to the irrigation of 8.0 acres within the place of use described above in a single irrigation season.
7. N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
8. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
9. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. X36 Right 63-17863, 63-34437 and 63-34439 are also diverted through the point of diversion described above.
11. X01 Domestic use is for 1 home.
12. Use of this right is combined with water from Mace-Catlin Ditch Company.

Comments:

1. kbrown 6/1/2005 Property Address
 Property Address: 1201 W. South Channel Rd., Eagle 83616

2. kbrown 6/1/2005 Priority Date
 Three letters requesting evidence of priority have been sent - two to the Wroten family and one to Deborah Nelson, attorney for Givens Pursley (see file). As of this date, no evidence has been submitted. I, therefore, looked for information on the Ada Co. Assessor Land Records website

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and found domestic use back to 1970, located an aerial photo dated 7/8/64, and found another aerial photo from 1939. I am using the 1939 aerial as evidence and advancing the claimed priority date to 12/31/1939.

3. kbrown 6/1/2005 Reduction of Irrigated Acres

The unirrigated land evident on both the 1987 and 1994 NAPP images was removed from the total 15 acres, leaving 13.5 acres of irrigated land.

4. kwalker 1/11/2008 Transfer 72596

Updated water right record to reflect Transfer 72596 approved 8/15/2007.

5. kwalker 1/11/2008 POD

Updated shape

6. kwalker 1/11/2008 POU

Updated Shape

7. kwalker 1/11/2008 Comments from Decree

PARCEL NO: S0517336000.

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.

8. mciscell 10/27/2014 POU

Updated Shape

9. Ownership Change 9/5/2017 Split Right

Split into 63-4695 and 63-34437 due to change in ownership.

10. jhersley 9/5/2017 POU

Updated Shape

Dates and Other Information

Decreed Date: 2/16/2007

Civil Case Number: 39576

Judicial District: FIFTH

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

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9/5/2017

IDAHO DEPARTMENT OF WATER RESOURCES

8/28/2017

Water Right 63-4695

Before Split

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Original Owner	LORNA M DENNETT 1970 SOUTH CHANNEL RD MERIDIAN, ID 83642
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Priority Date: 12/31/1939**Basis:** Decreed**Status:** Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.200 CFS	45.5 AF
DOMESTIC	01/01	12/31	0.040 CFS	
AESTHETIC STORAGE	01/01	12/31		9.9 AF
DIVERSION TO STORAGE	03/01	11/15	0.070 CFS	
	<u>Total Diversion</u>		0.310 CFS	55.4 AF

Source and Point(s) of Diversion

GROUND WATER	NESWSW	Sec. 17, Twp 04N, Rge 01E, ADA County
GROUND WATER	NESESW	Sec. 17, Twp 04N, Rge 01E, ADA County

Place Of Use

AESTHETIC STORAGE within ADA County

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Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	17											X	X					

DOMESTIC within ADA 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	
04N	01E	17												X					

IRRIGATION within ADA 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	
04N	01E	17											39.0	31.0			8.0		78.0
04N	01E	20		7.0			11.0	5.0											23.0

Right Acre Limit: 10.1

POU Total Acres: 101.0

Conditions of Approval:

1. Rights 63-132, 63-4695, 63-31312 and 63-31313 under Transfer 72596 authorize the combined total diversion of water for aesthetic storage in the amount of 42.2 af to be used for replacement of losses caused by evaporation from 14.5 acres total surface area of seven (7) aesthetic ponds authorized for aesthetic storage under right 63-32235.
2. T07 The right holder shall accomplish the change authorized by this transfer within three years of the date of this approval.
3. 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.
4. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
5. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. X27 This right is limited to the irrigation of 10.1 acres within the place of use described above in a single irrigation season.
7. N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
8. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
9. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. X36 Right 63-17863 is also diverted through the point of diversion described above.
11. X01 Domestic use is for 1 home.
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8/28/2017

Comments:

- | | | | |
|--|----------|------------|------------------------------|
| 1. | kbrown | 6/1/2005 | Property Address |
| Property Address: 1201 W. South Channel Rd., Eagle 83616 | | | |
| 2. | kbrown | 6/1/2005 | Priority Date |
| Three letters requesting evidence of priority have been sent - two to the Wroten family and one to Deborah Nelson, attorney for Givens Pursley (see file). As of this date, no evidence has been submitted. I, therefore, looked for information on the Ada Co. Assessor Land Records website and found domestic use back to 1970, located an aerial photo dated 7/8/64, and found another aerial photo from 1939. I am using the 1939 aerial as evidence and advancing the claimed priority date to 12/31/1939. | | | |
| 3. | kbrown | 6/1/2005 | Reduction of Irrigated Acres |
| The unirrigated land evident on both the 1987 and 1994 NAPP images was removed from the total 15 acres, leaving 13.5 acres of irrigated land. | | | |
| 4. | kwalker | 1/11/2008 | Transfer 72596 |
| Updated water right record to reflect Transfer 72596 approved 8/15/2007. | | | |
| 5. | kwalker | 1/11/2008 | POD |
| Updated shape | | | |
| 6. | kwalker | 1/11/2008 | POU |
| Updated Shape | | | |
| 7. | kwalker | 1/11/2008 | Comments from Decree |
| PARCEL NO: S0517336000.
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. | | | |
| 8. | mciscell | 10/27/2014 | POU |
| Updated Shape | | | |

Dates and Other Information

Decreed Date: 2/16/2007
Civil Case Number: 39576
Judicial District: FIFTH
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

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Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License

IRRIGATION POU
63-4695, 63-17863,
63-31312, 63-31313

01E



● Point of Diversion

Place Of Use Boundary

Townships

PLS Sections

0 0.1 0.2 0.4 Miles

