

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Water Right 63-34303**

5/25/2017

| <u>Owner Type</u> | <u>Name and Address</u>                                                          |
|-------------------|----------------------------------------------------------------------------------|
| Current Owner     | NICHOLSON PROPERTIES LP<br>18106 S CLOVERDALE<br>KUNA, ID 83634                  |
| Original Owner    | FAROL B FOSTER<br>RT 2<br>KUNA, ID 83634                                         |
| Original Owner    | H D FOSTER<br>RT 2<br>KUNA, ID 83634                                             |
| Original Owner    | H JOHN HAYES<br>11399 W BARKER RD<br>KUNA, ID 83634<br>(208)362-0907             |
| Original Owner    | KIT HAYES<br>11399 W BARKER RD<br>KUNA, ID 83634<br>(208)362-0907                |
| Original Owner    | GAYLE L NORDSTROM<br>14912 SE 122<br>CLACKAMAS, OR 97015                         |
| Original Owner    | ONSITE GRAPHICS LLC<br>PO BOX 506<br>MERIDIAN, ID 83680<br>(208) 443-2009        |
| Previous Owner    | ANDERSON ENTERPRISES<br>17220 S CLOVERDALE RD<br>KUNA, ID 83634<br>(208)570-5531 |

**Priority Date:** 7/16/1982

**Basis:** Decreed

**Status:** Active

**Source**  
INDIAN CREEK  
SAND CREEK

**Tributary**  
BOISE RIVER  
INDIAN CREEK

| <u>Beneficial Use</u>         | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-------------------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION                    | 03/15       | 11/15     | 0.380 CFS             | 102.9 AF      |
| IRRIGATION STORAGE            | 01/01       | 12/31     |                       | 13.4 AF       |
| IRRIGATION FROM STORAGE       | 03/15       | 11/15     |                       | 13.4 AF       |
| <b><u>Total Diversion</u></b> |             |           | 0.380 CFS             | 116.3 AF      |

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**Source and Point(s) of Diversion**

INDIAN CREEK  
SAND CREEK

NWNE  
SWNE

Sec. 10, Twp 01N, Rge 01E, ADA County  
Sec. 10, Twp 01N, Rge 01E, ADA County

**Place Of Use**

IRRIGATION FROM STORAGE 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 |        |
| 01N | 01E | 3   |    |      |      |      |    |    |      |    | 3.0 | 15.0 | 30.0 | 37.0 |    |    | 30.0 |    | 115.0  |
| 01N | 01E | 10  |    | 39.0 | 30.0 | 40.0 |    |    |      |    |     |      |      |      |    |    |      |    | 109.0  |
| 01N | 01E | 11  |    |      |      |      |    |    | 40.0 |    |     |      |      |      |    |    |      |    | 40.0   |

POU Total Acres: 264.0

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 |        |
| 01N | 01E | 3   |    |      |      |      |    |    |      |    | 3.0 | 15.0 | 30.0 | 37.0 |    |    | 30.0 |    | 115.0  |
| 01N | 01E | 10  |    | 39.0 | 30.0 | 40.0 |    |    |      |    |     |      |      |      |    |    |      |    | 109.0  |
| 01N | 01E | 11  |    |      |      |      |    |    | 40.0 |    |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 22.9

POU Total Acres: 264.0

**Conditions of Approval:**

1. Rights 63-34303, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, and 63-34312 when combined shall not exceed a total diversion rate of 3.54 cfs, a total annual maximum diversion volume of 937.43 af at the field headgate, and the irrigation of 210.7 acres in a single irrigation season.
2. 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.
3. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/10/2007.
4. 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. 63.
5. X27 This right is limited to the irrigation of 22.87 acres within the authorized place of use in a single irrigation season.
6. 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 place of use.
7. 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.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year

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9. R43 of the date of this approval.  
The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

**Comments:**

- |                                                  |          |            |                        |
|--------------------------------------------------|----------|------------|------------------------|
| 1.                                               | jhersley | 11/14/2016 | split right            |
| Split from 63-9937 due to change in ownership.   |          |            |                        |
| 2.                                               | jhersley | 11/14/2016 | POD                    |
| Updated Shape                                    |          |            |                        |
| 3.                                               | jhersley | 11/14/2016 | POU                    |
| Updated Shape                                    |          |            |                        |
| 4.                                               | jhersley | 5/25/2017  | error in POU and shape |
| An error in the POU acres and shape was updated. |          |            |                        |
| 5.                                               | jhersley | 5/25/2017  | POU                    |
| Updated Shape                                    |          |            |                        |

**Dates and Other Information**

Decreed Date: 4/10/2007  
State or Federal: S  
Water District Number: 63  
Mitigation Plan: False

**Combined Use Limits**

| <u>Rate</u>                                                                                        | <u>Volume</u> | <u>Acres</u> |
|----------------------------------------------------------------------------------------------------|---------------|--------------|
| 3.540                                                                                              | 937.4         | 210.7        |
| 63-34303 ,63-34304 ,63-34305 ,63-34306 ,63-34307 ,63-34308 ,63-34309 ,63-34310 ,63-34311 ,63-34312 |               |              |

**SubCase:**

N/A

**Water Supply Bank:**

N/A