

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-2973

1/18/2017

Owner Type **Name and Address**
Current Owner HARRIS FAMILY LTD PARTNERSHIP
4940 E MILL STATION
BOISE, ID 83716
(208)344-1131

Priority Date: 12/28/1953

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary
BOISE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/01	11/15	0.330 CFS	85.9 AF
MITIGATION BY NON-USE	03/01	11/15	0.090 CFS	22.1 AF
	Total Diversion		0.420 CFS	108.0 AF

Source and Point(s) of Diversion

GROUND WATER	SWSE	Sec. 19, Twp 03N, Rge 03E, ADA County
GROUND WATER	SWSE	Sec. 19, Twp 03N, Rge 03E, ADA County
GROUND WATER	NESW	Sec. 19, Twp 03N, Rge 03E, ADA County
GROUND WATER	SWSE	Sec. 19, Twp 03N, Rge 03E, ADA County
GROUND WATER	SWSW	Sec. 20, Twp 03N, Rge 03E, ADA County

Place Of Use

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	
03N	03E	19									4.0			0.5	18.0		15.7	32.5	70.7
											L4			L5					
03N	03E	20									7.0	24.0	38.0	20.0					89.0
03N	03E	29					16.7	34.0	38.0	17.3	19.0	19.0	2.0	8.0					154.0
									L5		L3	L4	L4	L3					
03N	03E	30	27.0	7.3		7.0													41.3
			L9	L9		L8													

Right Acre Limit: 19.1

POU Total Acres: 355.0

MITIGATION Same as IRRIGATION

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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.
3. 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

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- 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.
4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
 5. Ground water diverted under this right shall not exceed a water bearing zone greater than 200 feet below land surface.
 6. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
 7. X27 This right is limited to the irrigation of 19.1 acres within the place of use described above in a single irrigation season.
 8. 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.
 9. Prior to diversion and use of water under Transfer approval 74506, the right holder shall install lockable controlling works and an acceptable measuring device for the irrigation pump station located in T3N, R3E, Section 19, SW ¼ of SE ¼ associated with the ponds authorized under this approval. The measuring device shall be equipped to measure the rate of flow and total volume of water diverted from this point of diversion. The measuring device and the lockable controlling works must be acceptable to the watermaster. After specific notification by the Department, the right holder shall install similar equipment acceptable to the watermaster on the other points of diversion authorized under this approval.
 10. This right mitigates for the depletion of water resulting from the diversion and use of water under Right 63-32966. To prevent injury to other water right holders, the right holder shall cease diverting and using 0.09 cfs of this right, which shall remain undiverted in the aquifer.
If the mitigation portion of this right is not deliverable due to a shortage of water or a priority call, then the amount of water authorized for diversion under the use of Right 63-32966 that is being mitigated shall be reduced by the same proportion as the reduction to this right.
Rights 63-365 and 63-2973 when combined for mitigation shall not exceed a total diversion rate of 0.10 cfs and a total annual maximum diversion volume of 22.1 af for the reduction of 4.9 acres of irrigation.
 11. 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.
 12. X35 Rights 63-365, 63-2973, and 63-7103 when combined shall not exceed a total diversion rate of 7.00 cfs, a total annual maximum diversion volume of 1575.4 af at the field headgate, and the irrigation of 350.1 acres.

Comments:

10. bragan 1/29/2016 Mitigation for licensing

Through the licensing of permit 63-32966, 0.7-acres retired as mitigation under that permit has been added back into this water right through the licensing of permit 63-32966. This allows an additional 0.01 cfs and an additional 3.1 AF and 0.7 acres to be added onto 63-365 and 0.01 cfs and an additional 3.1 AF and 0.7 acres to be added onto 63-2973. All the combined conditions for this and the associated rights will be adjusted accordingly.