

IDAHO DEPARTMENT OF WATER RESOURCES

11/12/2013

Water Right 63-2656A

after split

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	JOHN M MARSHALL GIVENS PURSLEY LLP 601 W BANNOCK PO BOX 2720 BOISE, ID 83702 (208)388-1200
Current Owner	ARETE INVESTMENTS GROUP LLC C/O JEREMY TELFORD 2048 W ASTONTE ST MERIDIAN, ID 83646 (208)577-0225
Original Owner	SUSAN CALDWELL 5375 N LINDER RD MERIDIAN, ID 83642 (208)888-7997
Original Owner	DOUGLAS CALDWELL 5375 N LINDER RD MERIDIAN, ID 83642 (208)888-7997
Previous Owner	BEN W LUKEHART 2802 PISCES CALDWELL, ID 83605 (208)459-0684

Priority Date: 1/6/1947**Basis:** Decreed**Status:** Active**Source**

GROUND WATER

Tributary**Beneficial Use**

IRRIGATION

DOMESTIC

From

03/01

To

11/15

Diversion Rate

0.020 CFS

Total Diversion

0.020 CFS

Volume

0.7 AF

0.6 AF

1.3 AF

Source and Point(s) of Diversion

GROUND WATER

NESE

Sec. 26, Twp 04N, Rge 01W, ADA County

GROUND WATER

NESE

Sec. 26, Twp 04N, Rge 01W, 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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11/12/2013

04N	01W	26														X				
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IRRIGATION 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	
04N	01W	26													0.3				0.3

POU Total Acres: 0.3

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 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. X01 Domestic use is for 1 home.
3. W54 Use of this right is combined with water from Settlers Irrigation District.
4. T07 The right holder shall accomplish the change authorized by Transfer 71989 within one year of the date of the approval.
5. 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.
6. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. 105 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. R69 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. F02 Two points of diversion located in T4N, R1W, S26, NESE.

Comments:

1. kbrown 9/9/2004 Current Use
As of June 2004, this artesian well, which also provides for 2 other users, stopped producing approximately 3 years ago (See Conversation Memorandum dated 6/3/04 in Water Right No. 63-2656C).
2. kbrown 10/21/2005 Second Point of Diversion
Transfer No. 71989 added a second point of diversion.
3. Ownership Change 11/12/2013 Split Right
Split into 63-33867 AND 63-2656A due to ownership change.
4. jhersley 11/12/2013 Diversion rate limit
The irrigation portion of this water right is limited to the diversion rate of 0.001 cfs. When doing the data entry, the system rounds the amount to 0.00. This is due to an ownership change split.

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5. jhersley 11/12/2013 POU
Updated Shape

Combined Use Limits

N/A

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	10/1/2003	kbrown			Closed
Priority Date	10/1/2003	kbrown			Closed
POD	10/1/2003	kbrown			Closed
Source	10/1/2003	kbrown			Closed
POU	10/1/2003	kbrown			Closed
Use	10/1/2003	kbrown			Closed
Season	10/1/2003	kbrown			Closed
Quantity	10/1/2003	kbrown			Closed
Summary	10/1/2003	kbrown	10/1/2003	kbrown	Closed

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
63-2656A

01W



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.0075 0.015 0.03 Miles



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10/28/2013

Before Split

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Previous Owner	BEN W LUKEHART 2802 PISCES CALDWELL, ID 83605 (208)459-0684

Priority Date: 1/6/1947

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	03/01	11/15	0.010 CFS	4.9 AF
STOCKWATER	01/01	12/31	0.020 CFS	0.1 AF
DOMESTIC	01/01	12/31	0.020 CFS	0.6 AF
	<u>Total Diversion</u>		0.050 CFS	5.6 AF

Source and Point(s) of Diversion

GROUND WATER	NESE	Sec. 26, Twp 04N, Rge 01W, ADA County
GROUND WATER	NESE	Sec. 26, Twp 04N, Rge 01W, ADA County

Place Of Use

STOCKWATER within ADA County

	NE	NW	SW	SE
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10/28/2013

Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01W	26													X				

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	
04N	01W	26													X				

IRRIGATION 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	
04N	01W	26													2.0				2.0

POU Total Acres: 2.0

Conditions of Approval:

1. X02 Stockwater use is for 5 range cattle, goats, and chickens.
2. 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 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.
3. X01 Domestic use is for 1 home.
4. W54 Use of this right is combined with water from Settlers Irrigation District.
5. T07 The right holder shall accomplish the change authorized by Transfer 71989 within one year of the date of the approval.
6. 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.
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Combined Use Limits

N/A

Element Reviewed/Verified Dates:

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Quantity	10/1/2003	kbrown			Closed
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SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
63-2656A

Before Split

01W



● Point of Diversion

Place Of Use Boundary

Townships

PLS Sections

Quarter Quarters

0 0.0125 0.025 0.05 Miles

