

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-33748

WATER RIGHT NUMBER: 63-33748

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	FARRIS S LIND 4011 GRENADIER DR MERIDIAN, ID 83642 (208)376-6193
Original Owner	MARTHA BOWMAN JOHN S SWISHER NOTUS, ID
Current Owner	THORPE FAMILY TRUST 10351 PHEASANT LN NAMPA, ID 83686 (208)859-2756

Priority Date: 06/01/1865

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>Annual Volume</u>
IRRIGATION	03/01 to 11/15	2.34 CFS	
	<u>Total Diversion:</u>	2.34 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L5 (SW1/4SW1/4)	Sec. 34, Twp 05N, Rge 04W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	04W	31																	15.0
Total Acres: 65							L 2												15.0

Conditions of Approval:

1. 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.
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. SD1 This right originated as all or part of right no.19 in the Stewart Decree and the historic Boise River Water Masters records.

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4. 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.

Remarks:Comments:

1. dsmith 3/7/2013 Ownership Change
Comment: Split from Water Right 63-151
2. dsmith 3/7/2013 8:47:42 AM POD
Comment: Updated Shape
3. dsmith 3/7/2013 10:23:11 AM POU
Comment: Updated Shape

Dates and Other Information:

Licensed Date:
Decreed Date: 2/6/2009
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number: 63
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Water Supply Bank: