

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-8536

WATER RIGHT NUMBER: 37-8536

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	IDAHO BANKING CO 6010 FAIRVIEW AVE BOISE, ID 83704 (208)955-0689
Previous Owner	GARY FARRINGTON 388 GLENDALE RD BELLEVUE, ID 83313 (208)788-2541

Priority Date: 07/27/1989

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01	to 12/31	0.030 CFS	
IRRIGATION	04/15	to 10/31	1.850 CFS	
	<u>Total Diversion:</u>		1.850 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4NE1/4	Sec. 27, Twp 01N, Rge 18E, B.M.
BLAINE County		

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BLAINE 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	
01N	18E	22															4.0		4.0
01N	18E	27	39.0	36.0		29.0													104.0
Total Acres: 108																			

STOCKWATER same as IRRIGATIONConditions of Approval:

1. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. X35 Rights 37-562H, 37-617B and 37-8536 when combined shall not exceed a total diversion rate of 4.89 cfs, a total annual maximum diversion volume of 378 af at the field headgate, and the irrigation of 108 acres.
3. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

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4. 104 If the surface water rights appurtenant to the place of use are sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used for irrigation without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. 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 for irrigation purposes 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.

Remarks:Comments:

1. mciscell 12/8/2006 POD
Comment: Updated shape
2. mciscell 12/8/2006 POD
Comment: Updated shape
3. mciscell 12/8/2006 POD
Comment: Updated shape
4. mciscell 12/8/2006 POD
Comment: Updated shape
5. mciscell 12/8/2006 POD
Comment: Two wells in NENENE S27. Additional well in SWNENE has been used in the past and is servicable according to Farrington. Drilled in 1976. Included the additional well on permit and license.
6. mciscell 12/8/2006 POU
Comment: Updated Shape
7. mciscell 12/8/2006 POU
Comment: Updated Shape
8. mciscell 12/8/2006 POU
Comment: Updated PLS
9. mciscell 12/8/2006 POU
Comment: Updated Shape
10. mciscell 12/8/2006 POU
Comment: Updated PLS
11. mciscell 12/8/2006 Quantity
Comment: Limited to capacity and acreage found during field exam.
12. Shelley Keen 12/12/2006 Licensing Review
Comment: Initial licensing review by Michael Ciscell in connection with the SRBA review for the primary surface water rights, 37-562H and 37-617B. License finalized by Shelley Keen.

RATE OF DIVERSION -- The right holder disagreed with the field examiners findings, but he did not seek another examination when provided the opportunity.

PLACE OF USE -- The recommended place of use is slightly different than reported by the examiner because the GIS tools for calculating acreage are better than the tools available at the time the field report was completed. Note that the place of use includes about 2 acres of land now covered by buildings, etc., in the NENENE. When the right was established, the buildings did not exist. Permits are not subject to forfeiture, so the 2 acres are included on the license. The forfeiture clock for those two acres will start upon issuance of the license.

COMBINED LIMITS -- This right is supplemental to surface water diverted pursuant to Rights 37-562H and 37-617B. The three rights together serve a 108-acre place of use. The combined diversion rate is the sum of the surface rights, 4.89 cfs, because they can be used at the same time and they exceed an inch per acre. The ground water right should not be turned on until the surface water rights are diminished or curtailed.

Dates and Other Information:

Licensed Date: 12/12/2006

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre: 0.02

Generic Max Volume Per Acre: 3.5

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust: T

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Water Supply Bank: