



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 27, 2012

JACKIE MONTGOMERY
11800 N HWY 52
HORSESHOE BEND ID 83629

COPY

RE: POTENTIAL SPLIT FOR 65-23295 AND 65-23297

Dear Jackie,

This analysis is based upon the water rights as recorded as a result of transfer 76165 that was approved September 30, 2010.

There is a mixed relationship between the two rights. On portions of the place of use for each right they are independent of the other while on other portions of the place of use they overlap each other. This relationship can be somewhat visualized in figure 2 below. In that aerial photo 65-23295 is outlined in red and 65-23297 is outlined in green. In table 1 below I have summarized the breakdown for each right as associated with each lot.

Table 1

Based upon current records I found the following:

Lot 1 has no active rights associated with that property

Lot 2 would receive 0.05 cfs for 2.8 ac from 65-23295
 0.10 cfs for 4.8 ac from 65-23297

When combined they would be limited to
0.11 cfs and 5.5 ac

Lot 3 would receive 0.03 cfs for 1.3 ac from 65-23295
 0.08 cfs for 4.2 ac from 65-23297

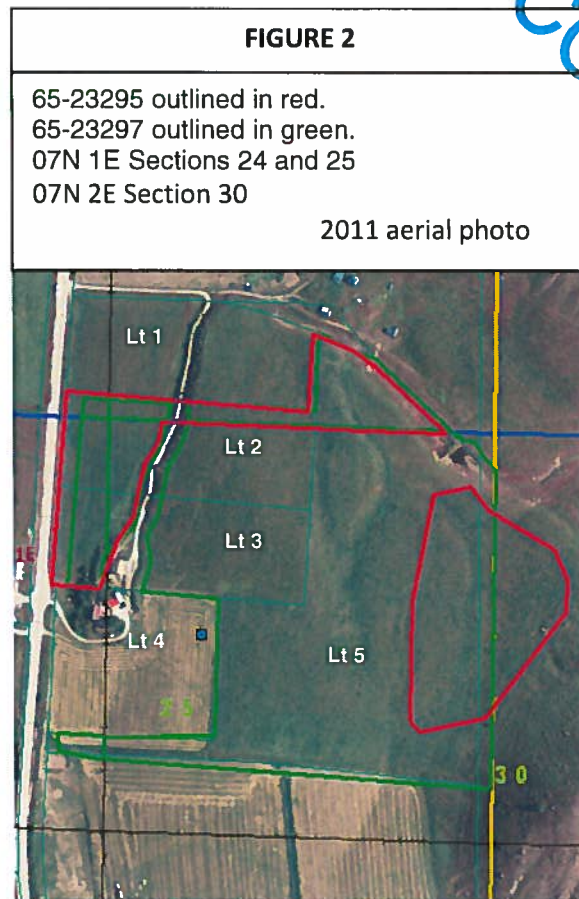
When combined they would be limited to
0.11 cfs and 5.3 ac

Lot 4 was split off of the original rights prior to the transfer
filed to change the point of diversion on the remaining
rights. The rights associated with Lot 4 are 65-23207
and 65-23209.

Lot 5 would receive 0.12 cfs for 6.2 ac from 65-23295
 0.47 cfs for 23.3 ac from 65-23297

When combined they would be limited to
0.46 cfs and 23.3 ac

A portion of 65-23295 was decreed to land in section 30 joining lot 5 on the east. That portion of
65-23295 appurtenant to Heritage Lands is 0.05 cfs for 2.5 acres.



I realize that without experience working with water rights it may be difficult to follow the analysis of the splits but with this letter before you we might be able to discuss the splits over the phone to help you understand how it was developed. You may also wish to set up an appointment and we could discuss this in greater detail in the office.

You can reach me at 208-334-2190 (ask for Kelly) and we can discuss this in greater detail.

You may also reach me by e-mail at the address shown below.

Sincerely

Kelly K Christensen
 Sr Water Resource Agent
 Western Region
 e-mail address kelly.christensen@idwr.idaho.gov

POTENTIAL SPLIT ANALYSIS FOR 65-23295 AND 65-23297

Analysis for 65-23295 and 65-23297 being split by the irrigated acreage within lots 2, 3, and 5 of the Riverview Manor Subdivision. Lot 4 has been split from the base rights in 2007 and those splits are shown in the Garner ownership. That portion of 65-23295 in 7N, 2E, Sec 30 is owned by Heritage Lands and is not associated with any subdivision lot.

Lot 2				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
65-23295	7N	1E	24															0.3	1.0	1.3
65-23295	7N	1E	24	0.8	0.7															1.5
																			Total	2.8
65-23297	7N	1E	24															0.3	1.0	1.3
65-23297	7N	1E	24	3.5																3.5
																			Total	4.8

Lot 3				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
65-23295	7N	1E	25	0.2	1.1															1.3
																			Total	1.3
65-23297	7N	1E	25	4.2																4.2
																			Total	4.2

Garner Lot 4				Split in 12-7-2007				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
65-23207 65-23209	7N	1E	25	4.0																				4.0

Lot 5				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
65-23295	7N	1E	24																2.0	2.0
65-23295	7N	1E	24	4.2																4.2
																			Total	6.2
65-23297	7N	1E	24																2.0	2.0
65-23295	7N	1E	25	21.1	0.2															21.3
																			Total	23.3

Heritage Lands				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
65-23295	7N	2E	30					2.5											2.5	2.5