

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 45-7672

WATER RIGHT NUMBER: 45-7672

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MARVIN L BLACKER 459 S 400 W BURLEY, ID 83318 (208)678-2852
Original Owner	LOVEL L BLACKER 459 S 400 W BURLEY, ID 83318 (208)678-2852
Current Owner	OAK VALLEY LAND CO LLC 468 S 800 W BURLEY, ID 83318 (208)280-6453

Priority Date: 12/29/1989

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.430 CFS	86.80 AF
	<u>Total Diversion:</u>	0.430 CFS	86.80 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4SW1/4	Sec. 16, Twp 11S, Rge 22E, B.M.
CASSIA County		
GROUND WATER	SW1/4SW1/4NW1/4	Sec. 15, Twp 11S, Rge 22E, B.M.
CASSIA 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	
11S	22E	15			40.0	22.7			40.0	40.0			35.0	40.0					217.7
11S	22E	16													40.0	37.0	37.0	40.0	154.0

Total Acres: 371.7

Conditions of Approval:

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1. 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.
2. 131 Prior to the diversion and use of water under Transfer approval 74796, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
3. Rights 45-7141, 45-7339B, 45-7672, and 45-14343, when combined shall not exceed a total diversion rate of 2.25 cfs, a total annual maximum diversion volume of 852 af at the field headgate, and the irrigation of 213 acres.
4. X35 Rights 45-7141, 45-7339B, 45-7672, 45-14343, and 45-14142 when combined shall not exceed a total diversion rate of 4.88 cfs, a total annual maximum diversion volume of 1445.2 af at the field headgate, and the irrigation of 361.3 acres.
5. 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 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.
6. X27 This right is limited to the irrigation of 21.7 acres within the place of use described above in a single irrigation season.
7. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. 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. 140.
10. 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.
11. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Remarks:Comments:

1. amerritt 10/27/2008 3:03:20 PM Transferred Right
 Comment: This is now an approved transfer, transfer number = 74796

2. erushing 5/26/2011 Ownership change
 Comment: Water right 45-7672 has been divided by ownership change. The split off portion is 45-14343 (Mendoza) and the remaining portion is 45-7672 (formerly Blacker, now under Oak Valley Land Co. LLC). See the May 25, 2011 memo for further explanation regarding the split.

3. erushing 5/26/2011 12:57:37 PM POU
 Comment: Updated Shape

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Dates and Other Information:

Licensed Date: 11/30/2001
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 140
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4
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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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2.25

Combined Water Rights: 45-7141 , 45-7339B , 45-7672 , 45-14343

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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4.88

Combined Water Rights: 45-14142 , 45-7141 , 45-7339B , 45-7672 , 45-14343

Water Supply Bank: