



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

September 30, 2010

RIVERS END NEIGHBORHOOD ASSOCIATION INC
C/O HOMEOWNERS ASSOCIATION PROPERTY MANAGEMENT CO
PO BOX 1255
EAGLE ID 83616

RE: Application for Transfer 70024

Dear Applicant(s):

The Department acknowledges the withdrawal of Application for Transfer 70024 that had proposed changes to Water Right 63-32614.

The application has been voided and no further action will be taken.

Department records show that Water Right 63-32614 was decreed on May 14, 2007 to Howell Kiser Development Corp. With the withdrawal of Transfer 70024 ownership of 63-32614 must be updated through a separate process.

For your convenience I have enclosed a change of ownership form and attached the following link to a type enabled form on our web page.

http://www.idwr.idaho.gov/RulesStatutesForms/WaterRights/PDFs/NOTICE_OF_CHANGE_OF_WATER_RIGHT_OWNERSHIP.pdf

Sincerely,

Michele Edl
Associate Engineer

Enclosure

c Dave Shaw
ERO Resources Corp
3314 Grace St
Boise ID 83703

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-32614

WATER RIGHT NUMBER: 63-32614

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LOUISE SIMONSON , ZZ
Directors Report Owner	BARBARA A WILLIAMSON 850 WILLIAMSON LN EAGLE, ID 83616 (208)939-6287
Directors Report Owner	SYLVAN D WILLIAMSON 850 WILLIAMSON LN EAGLE, ID 83616 (208)939-6287
Current Owner	HOWELL KISER DEVELOPMENT CORP 619 QUEENS GUARD WY BOISE, ID 83709 (208)376-3100

Priority Date: 03/01/1865

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>
MITIGATION	03/01 to 11/15	1.580 CFS	355.50 AF
	<u>Total Diversion:</u>	1.580 CFS	355.50 AF

Location of Point(s) of Diversion

BOISE RIVER L6 (SW 1/4NE1/4) Sec. 22, Twp 04N, Rge 01E, B.M. ADA County

Place of Use

MITIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	16													9.0	4.0	29.0	14.5	56.5
															L 8	L 7	L 7	L 8	
04N	01E	21	12.5	10.0															22.5
			L 1	L 2															

Conditions of Approval:

- 155 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

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Water Right Report 63-32614

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.

2. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; 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.
3. This right is also designated as Right No. 8-C in the Boise River Stewart Decree and Boise River Water Distribution Report.
4. 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.
5. This right is a split from former right 63-31835 .

Remarks:Comments:

1. medl 9/29/2010 mitigation

Comment: 63-32614 is used as mitigation for water diverted under Permits 63-31515 and 63-33400. Transfer 70024 was withdrawn upon approval of this pair of permits.

Dates and Other Information:

Licensed Date:

Decreed Date: 5/14/2007

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: And

Water District Number:

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:SubCase:

SubCase Number: 63-32614

Class: 1

SF5 Filed Date: 3/26/2007

Special Master Recom Signed Date: 3/28/2007

Attorney Assigned:

Adjudication Agent: Lori Harris

Basis of Claim: Decreed

Water Supply Bank: