

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

MAY 30 2006

WATER RESOURCES
WESTERN REGIONName of Applicant Lavar K Thornton Phone (208) 922-5779Post Office address 2800 S Ten Mile Rd Kuna, ID 83634

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Applicant proposes to amend the place of use and to recognize the two existing wells that feed a common delivery system. After the transfer, all of the included water rights will share a common 237-acre permissible place of use and all of the water rights will list the same two points of diversion.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
* 63-3469	9/24/1965	2.4 cfs / 540 ac-ft	irrigation	3/1 to 11/15
63-7154	9/23/1968	0.96 cfs / 216 ac-ft	irrigation	3/1 to 11/15
63-7247	7/21/1969	0.7 cfs / 157.5 ac-ft	irrigation	3/1 to 11/15
63-11602	10/12/1991	0.24 cfs / 54 ac-ft	irrigation	3/1 to 11/15

2. Total amount of water being transferred 2.68 cubic feet per second and/or 967.5 acre-feet per annum.3. Source of water Ground Water tributary to NA

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	34	2N	1W	Ada	
		NE	SE	34	2N	1W	Ada	

Two points of diversion located at 2N 1W 34 NESE

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	1W	34			36	40				12	28			20	41	39	21		237

Total Acres 215 within 237 ppu

PART 1

6. General Information:

- a. Description of diversion system An integrated delivery system supplied by two ground water wells.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
None
- d. Remarks:
This transfer does not seek to increase the diversion rate, diversion volume, or authorized irrigated acreage for any water rights. Water rights 63-3469, 63-7154, and 63-7247 are together limited to a total combined diversion rate of 2.44 cfs. Water right 63-3469 is limited to the irrigation of 120 acres; water right 63-7154 is limited to the irrigation of 48 acres; water right 63-7247 is limited to the irrigation of 35 acres; and water right 63-11602 is limited to the irrigation of 12 acres, all within the proposed 237-acre permissible place of use.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20_____.

For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED Please see Attached Water Right Reports

1. Right as evidenced by:
- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
 - b. License No. _____ issued by the Idaho Department of Water Resources.
 - c. Claim No. _____ on file with the Idaho Department of Water Resources.
 - d. Transfer No. _____ which produced this right.
2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:
- ☐ Tax Notice ☒ Warranty Deed ☐ Other _____
3. Source of water _____ tributary to _____
4. Date or priority _____
5. Water is used for the following purposes:
- amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
- amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
- amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

Describe any other water rights used for the same purpose as described above none

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

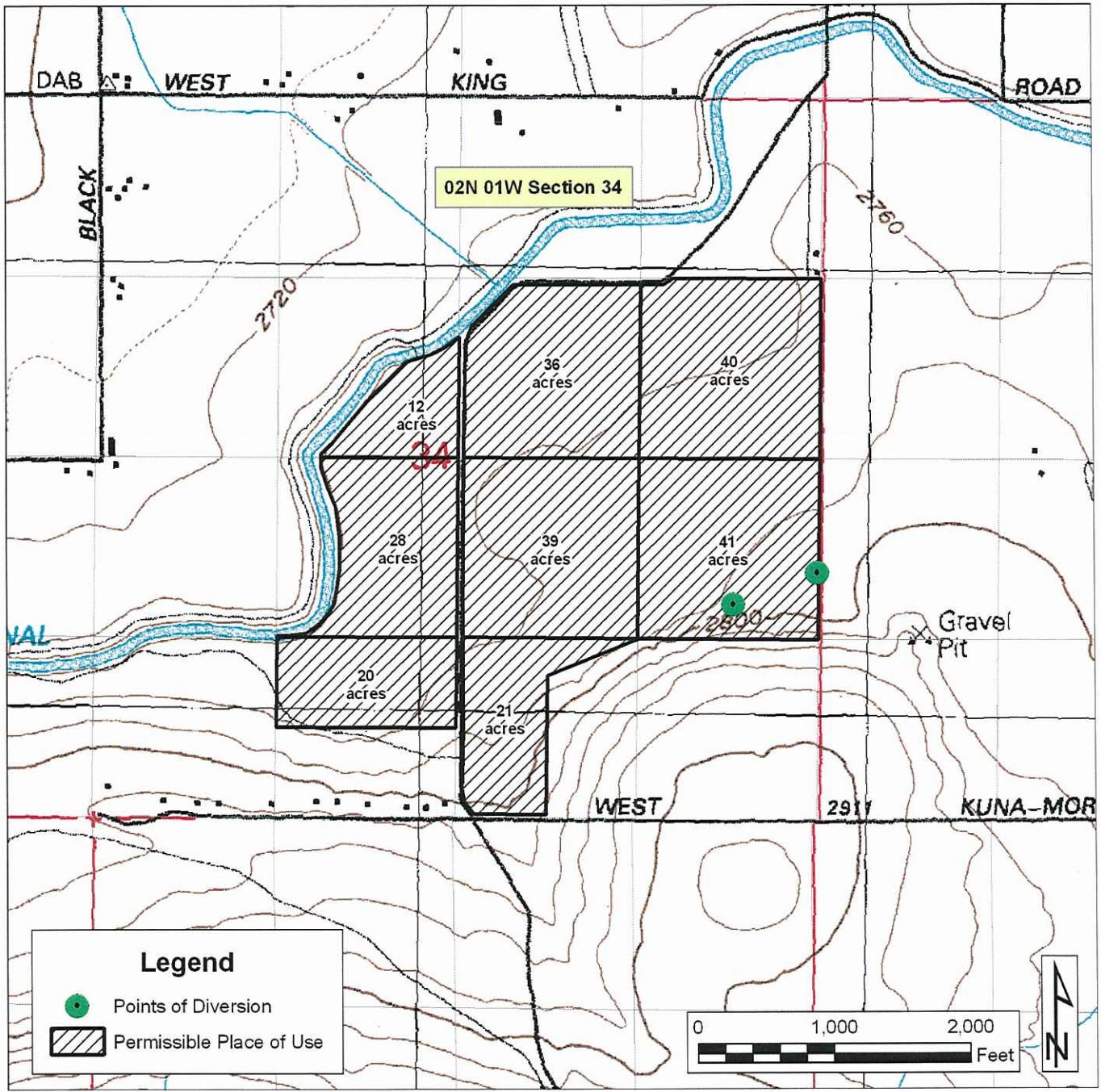
Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1.	<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

Quantity and quality of return flows and location of discharge: _____

2. Describe effects on other water uses resulting from the proposed change:

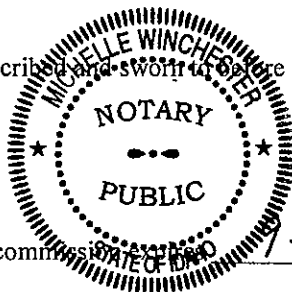
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Serge J. Cronin

(Signature of Applicant)

Subscribed and sworn to before me this 23RD day of May, 2006



Michelle Winchester

(Notary Public)

My commission expires 1-30-2010

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and A-E attachments

Received by sk Date _____ Protest filed by _____

Prelim. Check by _____ Fee 330.00 W034233

Receipted by sk Date 5-30-06

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

8430172

Attachment A-A4

WARRANTY DEED

For Value Received, JOHN A. PILLOTT and ANN PILLOTT,
husband and wife,

the grantor S, do hereby grant, bargain, sell and convey unto
LAVAR K. THORNTON and WILMA THORNTON, husband and wife,

the grantee S, whose current address is, Route 2, Kuna, Idaho 83634
the following described premises, to-wit:

The real property described in Exhibit "I" attached hereto
and made a part hereof.

SUBJECT TO all taxes and assessments for the year 1984 and
all subsequent years;

SUBJECT TO any United States patent restrictions;

SUBJECT TO any easements or rights of way of record and/or
usage.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said GranteeS,
their heirs and assigns forever. And the said Grantor S do hereby covenant to and
with the said Grantee S, that they are the owners in fee simple of said premises; that said
premises are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: May 18, 1984.

John A. Pillott
JOHN A. PILLOTT

Ann Pillott
ANN PILLOTT

STATE OF IDAHO, COUNTY OF

On this _____ day of _____, 19____,
before me, a notary public in and for said State, personally
appeared

known to me to be the person who name
subscribed to the within instrument, and acknowledged to
me that _____ executed the same.

Notary Public

Residing at _____
Comm. Expires _____

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of FIRST AMERICAN TITLE CO.

at 50 minutes past _____ o'clock p.m.,
this 18 day of _____, 1984, in my office, and duly recorded in Book _____
of Deeds at page _____

JOHN BASTIDA

Ex-Officio Recorder

By *Barbara A. Nissen* Deputy.
Fees \$600.
Mail to:

EXHIBIT "I"

PARCEL B

Commencing at a found steel pin monumenting the West quarter corner of said Section 34, thence South 89°54'48" East (formerly South 89°55'0" East) a distance of 2661.31 feet to a found steel pin on the North-South center-of-section line of said Section 34, said pin set to mark the Center quarter corner of said Section 34, as shown on the official plat of FORREY HEIGHTS SUBDIVISION (a recorded subdivision on file as Instrument No. 852415, Records of Ada County), said steel pin the REAL POINT OF BEGINNING; thence along said

North-South center-of-section line North 0°19'54" East a distance of 466.69 feet to a set steel pin; thence leaving said North-South center-of-section line North 89°54'48" West a distance of 466.69 feet to a set steel pin; thence South 0°19'54" West a distance of 466.69 feet to a set steel pin; thence South 89°54'48" East (formerly South 89°55'0" East) a distance of 466.69 feet to the REAL POINT OF BEGINNING.

0426

7110235-2N

WARRANTY DEED

A2

For Value Received KENNETH N. FORREY and MARLYS M. FORREY,
husband and wife, and HARLEY G. FORREY and FLORENCE FORREY,
husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

LAVAR K. THORNTON and WILMA THORNTON, husband and wife,
Route 2, Kuna, Idaho 83634,
the grantee s, the following described premises, to-wit:

The W $\frac{1}{2}$ of the SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the
NE $\frac{1}{4}$ and that portion of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ lying South and East
of the Mora Canal, all in Section 34, Township 2 North, Range
1 West, Boise Meridian in Ada County, Idaho;

ALSO that part of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ lying South and East of
the Mora Canal, and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, all in Section
34, Township 2 North, Range 1 West, Boise Meridian in Ada County,
Idaho.

Subject to all taxes and assessments for the year 1982 and all
subsequent years.

Subject to any United States patent restrictions and/or State
of Idaho deed restrictions.

Subject to reservations in a deed, whereby one-half of the
mineral oil and gas rights on a portion of the above described
real property are reserved to Marjorie D. Vogel.

Subject to an easement for a ditch, and subject to an easement
in favor of the Idaho Power Company, and subject to any other
easements and/or rights of way of record and/or usage.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,
and their heirs and assigns forever. And the said Grantor s do hereby covenant to and
with the said Grantees, that the y are the owner sin fee simple of said premises; that said
premises are free from all incumbrances, save as set forth above,

and that they will warrant and defend the same from all lawful claims whatsoever.
Dated: March 18th, 1982.

Kenneth N. Forrey
Kenneth N. Forrey

Harley G. Forrey
Harley G. Forrey

Marlys M. Forrey
Marlys M. Forrey

Florence Forrey
Florence Forrey

STATE OF IDAHO, COUNTY OF CANYON) ss
On this 18th day of March, 1982,
before me, a notary public in and for said State, personally
appeared KENNETH N. FORREY and
MARLYS M. FORREY, husband
and wife, and HARLEY G.
FORREY and FLORENCE FORREY,
husband and wife,
known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at
Comm. Expires

Nampa

Notary Public
, Idaho

Lifetime

9223043

PIONEER TITLE CO.
ADA COUNTY, ID. FOR
J. DAVID NAVARRO
RECORDER BY *Wade*
300

'92 APR 14 PM 3 47

By
Fees \$
Mail to:

Deputy.

8430171
WARRANTY DEED

A3

For Value Received, **JOHN C. GEISSLER and GWENDOLYN GEISSLER,**
husband and wife,

the grantor^s, do hereby grant, bargain, sell and convey unto
LAVAR K. THORNTON and WILMA THORNTON, husband and wife,

the grantee^s, whose current address is, Route 2, Kuna, Idaho 83634
the following described premises, to-wit:

The real property described in Exhibit "I" attached hereto
and made a part hereof.

SUBJECT TO all taxes and assessments for the year 1984 and
all subsequent years;

SUBJECT TO any United States patent restrictions;

SUBJECT TO any easements or rights of way of record and/or
usage.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee^s,
their heirs and assigns forever. And the said Grantor^s do hereby covenant to and
with the said Grantee^s, that they are the owner^s in fee simple of said premises; that said
premises are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.
Dated: April 26, 1984.

John C. Geissler
JOHN C. GEISSLER

Gwendolyn Geissler
GWENDOLYN GEISSLER

STATE OF IDAHO, COUNTY OF Canyon
On this 26 day of April, 1984,
before me, a notary public in and for said State, personally
appeared **JOHN C. GEISSLER and**
GWENDOLYN GEISSLER,
husband and wife,

known to me to be the person^s who se name^s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at Nampa, Idaho
Comm. Expires Notary Public

STATE OF IDAHO, COUNTY OF Ada
I hereby certify that this instrument was filed for record at
the request of **FIRST AMERICAN TITLE CO.**

at 50 minutes past 18 o'clock p.m.,
this 18 day of June, 1984, in my office, and duly recorded in Book
of Deeds at page

JOHN BASTIDA

Ex-Officio Recorder

By *Bastida* Deputy.
Fees \$ 400
Mail to

A4

EXHIBIT "I"

PARCEL A:

A parcel of land situated in the East half of the Northwest Quarter of Section 34, Township 2 North, Range 1 West, Boise-Meridian, Ada County, Idaho, and more particularly described as follows:

Commencing at a brass cap which is the Southwest corner of said Section 34, Township 2 North, Range 1 West, Boise-Meridian; thence North 89°41'00" East 2661.11 feet along the South Section line of said Section 34 to a point which is the South quarter corner of Section 34; thence North 0°19'54" East 2659.51 feet along the center of the section to a point which is the center of the section as shown on the FORREY HEIGHTS SUBDIVISION plat, which is the REAL POINT OF BEGINNING; thence North 89°55'0" West 1126.39 feet along the center of the section to a point in the approximate center of the Mora Canal; thence following the canal North 17°29'24" East 64.63 feet to a point; thence North 51°27'37" East 99.96 feet to a point; thence North 38°41'54" East 675.15 feet to a point; thence North 49°13'40" East 76.93 feet to a point; thence North 56°50'24" East 47.70 feet to a point; thence North 73°54'54" East 278.42 feet to a point; thence North 57°59'25" East 70.70 feet to a point; thence North 58°23'04" East 78.21 feet to a point; thence North 44°01'24" East 173.01 feet to a point on the center section line; thence leaving the Mora Canal and bearing South 0°19'54" West 1008.85 feet along the center of the section to the REAL POINT OF BEGINNING.

EXCEPT ditch and road rights-of-way.

EXCEPT commencing at a found steel pin monumenting the West quarter corner of said Section 34, thence South 89°54'48" East (formerly South 89°55'0" East) a distance of 2661.31 feet to a found steel pin on the North-South center-of-section line of said Section 34, said pin set to mark the Center quarter corner of said Section 34, as shown on the official plat of FORREY HEIGHTS SUBDIVISION (a recorded subdivision on file as Instrument No. 852415, Records of Ada County), said steel pin the REAL POINT OF BEGINNING; thence along said

North-South center-of-section line North 0°19'54" East a distance of 466.69 feet to a set steel pin; thence leaving said North-South center-of-section line North 89°54'48" West a distance of 466.69 feet to a set steel pin; thence South 0°19'54" West a distance of 466.69 feet to a set steel pin; thence South 89°54'48" East (formerly South 89°55'0" East) a distance of 466.69 feet to the REAL POINT OF BEGINNING.

12/12/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-3469

NAME AND ADDRESS: LAVAR K THORNTON
2800 S TEN MILE RD
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.400 CFS
540.00 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.44 CFS. COMBINED RIGHT NOS.:
63-7154, 63-7247

PRIORITY DATE: 09/24/1965

POINT OF

DIVERSION: T02N R01W S34 NESE Within ADA County

Right 63-7154 and 63-7247 are also diverted through the point of diversion
described above.

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

3/15 11/15

2.400 CFS

540.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE
NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE
EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County

T02N R01W S34	SENE	38.00	T02N R01W S34	NESE	30.00
T02N R01W S34	NWSE	39.00	T02N R01W S34	SWSE	13.00

120 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

12/12/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7154
NAME AND ADDRESS: LAVAR K THORNTON
2800 S TEN MILE RD
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.960 CFS
216.00 AFY

The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.44 CFS. COMBINED RIGHT NOS.: 63-3469, 63-7247

PRIORITY DATE: 09/23/1968

POINT OF DIVERSION: T02N R01W S34 NESE Within ADA County

Rights 63-3469 and 63-7247 are also diverted through the point of diversion described above.

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.960 CFS 216.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County

T02N R01W S34	NESW	28.00	T02N R01W S34	SESW	20.00
48 ACRES TOTAL					

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

12/12/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7247

NAME AND ADDRESS: LAVAR K THORNTON
2800 S TEN MILE RD
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.700 CFS
157.50 AFYUSE OF THIS RIGHT WITH RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.44 CFS. COMBINED RIGHT NOS.:
63-3469, 63-7154

PRIORITY DATE: 07/21/1969

POINT OF

DIVERSION: T02N R01W S34 NESE Within ADA County

Rights 63-3469 and 63-7154 are also diverted through the point of diversion
described above.PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

3/15 11/15

0.700 CFS
157.50 AFYTHE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE
NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE
EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

IRRIGATION Within ADA County

T02N R01W S34 SWNE 35.00

35 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

05/10/2006

WATER RIGHT NO. 63-11602

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILMA M THORNTON 2800 S TEN MILE KUNA, ID 83634 (208)922-5779
Current Owner	LAVAR K THORNTON 2800 S TEN MILE RD KUNA, ID 83634 (208)922-5779
Lienholder	NORTHWEST FARM CREDIT SERVICES 411 BLAINE PO BOX 730 CALDWELL, ID 83606-0730 (208)455-5500

Priority Date: 10/12/1991

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>Volume</u>
IRRIGATION	3/15	11/15	0.24 CFS	
Total Diversion			0.24 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NESE|Sec. 34|Township 02N|Range 01 W|ADA County

Licensed Diversion Capacity: 3.8

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	01W	34		SENW	12									

Total Acres: 12

Conditions of Approval:

- 1.065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 54.0 af for the lands above.
2. Two points of diversion are located within NESE, S34, T02N, R01W. The following rights are also diverted at the one of the points of diversion described above: 63-03469, 63-07154 and 63-07247.

Dates:

Licensed Date: 04/06/1996

Decreed Date:

Permit Proof Due Date: 1/3/1994

Permit Proof Made Date: 1/4/1994

Permit Approved Date: 1/15/1992

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 10/10/1991

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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