

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-12205

WATER RIGHT NUMBER: 61-12205

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	THE TRAVELERS INSURANCE CO
	, ID
Original Owner	LOIS N SPENCER RT 1 BOX 815B MOUNTAIN HOME, ID 83647
Representative	JOHN W CLARK PO BOX 711 MOUNTAIN HOME, ID 83647 (208) 587-9131
Original Owner	DAVID C SPENCER 5535 S 18 E MOUNTAIN HOMES, ID 83647
Original Owner	REYES LOPEZ DBA ROLLING STONE INC 275 NW CARRIE CIR MOUNTAIN HOME, ID 83647-5672 (208)587-9202
Previous Owner	JAMES C HILLIARD 4401 S OCEAN BLVD #7 HIGHLAND BEACH, FL 33487 (561)838-4370
Previous Owner	BARBARA G HILLIARD 4401 S OCEAN BLVD #7 HIGHLAND BEACH, FL 33487 (561)838-4370
Current Owner	TREKKEL 12.5 ACRES LLC 3040 N 44TH ST 3 PHOENIX, AZ 85018
Current Owner	KU INVESTMENTS LLC 3040 N 44TH ST 3 PHOENIX, AZ 85018
Current Owner	BOISE 2730 LLC 3040 N 44TH ST 3 PHOENIX, AZ 85018
Current Owner	ANTHONY G BAGNESCHI 3040 N 44TH ST 3 PHOENIX, AZ 85018
Current Owner	BRYAN K WAGGONER 3040 N 44TH ST 3 PHOENIX, AZ 85018
Current Owner	RYAN KEALY 3040 N 44TH ST 3 PHOENIX, AZ 85018

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Priority Date: 06/04/1976

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.200 CFS	54.60 AF
	<u>Total Diversion:</u>	0.200 CFS	54.60 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4NE1/4	Sec. 26, Twp 04S, Rge 06E, B.M.
ELMORE County		
GROUND WATER	SE1/4SW1/4NW1/4	Sec. 35, Twp 04S, Rge 06E, B.M.
ELMORE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	06E	26	40.0	40.0			40.0				40.0				40.0				280.0

Total Acres: 280

Conditions of Approval:

1. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.23 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 761.4 AF. COMBINED RIGHT NOS.: 61-12185 AND 61-12203.
2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 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.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 189.8 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-12185 AND 61-12203 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1.2 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
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.

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5. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Remarks:Comments:

1. jhersley 11/19/2008 split right

Comment: This water right is the result of split from 61-7262B due to change in ownership.

Dates and Other Information:

Licensed Date:
 Decreed Date: 10/26/2000
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 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:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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Water Supply Bank: