

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED**TRANSFER OF WATER RIGHT*****AMENDED*****TRANSFER NO. 72596**

This is to certify that: SOUTH CHANNEL LLC
533 E RIVERSIDE DR
EAGLE ID 83616
(208) 938-0063

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-132	AJC/Decreed	06/01/1864	2 692 cfs	N/A	N/A	545.0	BOISE RIVER
63-31313	AJC/License	07/21/1980	0 24 cfs	43 3 af	N/A	12.0	BOISE RIVER
63-31312	AJC/License	07/21/1980	0 48 cfs	85 7 af	N/A	23.0	BOISE RIVER
63-17863	AJC/Beneficial Use	03/01/1963	0 14 cfs	22 5 af	N/A	5.0	GROUND WATER
63-4695	AJC/Beneficial Use	12/31/1939	0 31 cfs	60 8 af	N/A	13.5	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Conditions Updated)

63-133	AJC/Decreed	06/01/1871	7 788 cfs	N/A	N/A	530.5	BOISE RIVER
63-382B	AJC/Decreed	06/14/1912	0 44 cfs	N/A	N/A	530.5	BOISE RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-132	NO	NO	YES	NO	YES	YES
63-31313	NO	NO	YES	NO	YES	YES
63-31312	NO	NO	YES	NO	YES	YES
63-17863	NO	NO	YES	YES	NO	NO
63-4695	NO	NO	YES	YES	YES	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-132	63-132	2 69 cfs	N/A	N/A	530.5		N/A	N/A	N/A	N/A
63-31313	63-31313	0 24 cfs	38 4 af	5.0	101.0		N/A	N/A	N/A	N/A
63-31312	63-31312	0 48 cfs	83 2 af	19 4	101.0		N/A	N/A	N/A	N/A
63-17863	63-17863	0 14 cfs	22 5 af	5 0	101.0		N/A	N/A	N/A	N/A
63-4695	63-4695	0 31 cfs	55 4 af	10 1	101.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		3.86 cfs	N/A	45.5	530.5		N/A	N/A	N/A	N/A

SUPPORT DATA**IN FILE # 63-132**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72596

Detailed Water Right Description(s) attached

Dated this 15th day of August, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 63-132
As Modified by Transfer No. 72596

In accordance with the approval of Transfer No. 72596, Water Right No 63-132 is now described as follows.

Right Holder: MACE CATLIN DITCH CO
 C/O BOB KELL
 1820 MACE RD
 EAGLE ID 83616

Priority Date: June 01, 1864

Source: BOISE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
DIVERSION TO STORAGE	03/01	to 11/15	0 31 CFS	
AESTHETIC STORAGE	01/01	to 12/31		45 2 AF
IRRIGATION	03/01	to 11/15	2 38 CFS	
			2 69 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER SESWSW Sec. 16 Twp 04N Rge 01E ADA County

PLACE OF USE: AESTHETIC STORAGE

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	17																	
													X	X					

CONDITIONS OF APPROVAL

- 1 The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
- 2 Place of use is within the area served by Mace Catlin Ditch Co.
- 3 Rights 63-132, 63-4695, 63-31312 and 63-31313 under Transfer 72596 authorize the combined total diversion of water for aesthetic storage in the amount of 42.2 af to be used for replacement of losses caused by evaporation from 14.5 acres total surface area of seven (7) aesthetic ponds authorized for aesthetic storage under right 63-32235.
- 4 Transfer 72169 authorizes the diversion of water for aesthetic storage in the amount of 3.0 af to be used for replacement of losses caused by evaporation from one acre total surface area of one aesthetic pond authorized for aesthetic storage under right 63-32151.
- 5 Total acres authorized for irrigation under Rights 63-132, 63-133 and 63-382B are reduced by 1.0 acre per approval of Transfer 72169, and 14.5 acres under Transfer 72596, to a total of 530.5 acres based on the acres claimed under these rights in the Snake River Basin Adjudication. Approval of this transfer does not preclude the opportunity for review of the total acres authorized and the validity of these rights in the ongoing Snake River Basin Adjudication.
- 6 The right holder shall accomplish the change authorized by this transfer within three years of the date of this approval.

WATER RIGHT NO. 63-132
As Modified by Transfer No. 72596

CONDITIONS OF APPROVAL

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
9. 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.
10. 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. 63.
11. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
12. 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 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.
13. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
14. Rights 63-133, 63-382B, 63-31312 and 63-31313 are also diverted through the point of diversion described above.
15. This right is designated as right no. 5 in the Stewart Decree and the Boise River watermasters records.
16. Water is delivered through the Mason-Catlin Canal.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources

Dated this 15th day of August, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 63-17863
As Modified by Transfer No. 72596

In accordance with the approval of Transfer No. 72596, Water Right No. 63-17863 is now described as follows

Right Holder: SOUTH CHANNEL LLC
 533 E RIVERSIDE DR
 EAGLE ID 83616

Priority Date: March 01, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	0.10 CFS	22.5 AF
STOCKWATER	01/01	to 12/31	0.02 CFS	
DOMESTIC	01/01	to 12/31	0.02 CFS	
			0.14 CFS	22.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESESW Sec. 17 Twp 04N Rge 01E ADA County
 GROUND WATER NESWSW Sec. 17 Twp 04N Rge 01E ADA 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	
04N	01E	17											39.0	31.0			8.0		78.0
04N	01E	20			7.0				11.0	5.0									23.0

Total Acres: 101

PLACE OF USE: STOCKWATER

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	17												X					

PLACE OF USE: DOMESTIC

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	17												X					

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within three years of the date of this approval
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department

WATER RIGHT NO. 63-17863
As Modified by Transfer No. 72596

CONDITIONS OF APPROVAL

- 5 This right is limited to the irrigation of 5 acres within the place of use described above in a single irrigation season
- 6 Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
- 7 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
- 8 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day
- 9 The quantity of water decreed for this water right for domestic and stockwater uses is not a determination of historical beneficial use.
- 10 Right 63-4695 is also diverted through the point of diversion described above.
- 11 Use of this right is combined with water from Mace Catlin Ditch Co

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of August, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 63-31312
As Modified by Transfer No. 72596

In accordance with the approval of Transfer No. 72596, Water Right No. 63-31312 is now described as follows.

Right Holder: SOUTH CHANNEL LLC
 533 E RIVERSIDE DR
 EAGLE ID 83616

Priority Date: July 21, 1980

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DIVERSION TO STORAGE	04/15 to 07/15		0 07 CFS	
AESTHETIC STORAGE	01/01 to 12/31			10.5 AF
STOCKWATER	01/01 to 12/31		0 02 CFS	2.7 AF
IRRIGATION	04/15 to 07/15		0 39 CFS	70.0 AF
			0 48 CFS	83.2 AF

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER SESWSW Sec. 16 Twp 04N Rge 01E ADA County

PLACE OF USE: AESTHETIC STORAGE

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 17										X	X						

PLACE OF USE: STOCKWATER

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 17										X	X				X		
04N 01E 20		X			X	X											

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	
04N 01E 17											39 0	31 0			8 0		78 0
04N 01E 20			7 0				11 0	5 0									23 0

Total Acres: 101

CONDITIONS OF APPROVAL

1. Rights 63-132, 63-4695, 63-31312 and 63-31313 under Transfer 72596 authorize the combined total diversion of water for aesthetic storage in the amount of 42.2 af to be used for replacement of losses caused by evaporation from 14.5 acres total surface area of seven (7) aesthetic ponds authorized for aesthetic storage under right 63-32235.
2. The right holder shall accomplish the change authorized by this transfer within three years of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 63-31312
As Modified by Transfer No. 72596

CONDITIONS OF APPROVAL

4. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication
5. 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. 63.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s)
7. The period of use for the irrigation and diversion to storage described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 7/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval
8. This right is limited to the irrigation of 19.4 acres within the place of use described above in a single irrigation season
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. Rights 63-132, 63-133, 63-382B and 63-31313 are also diverted through the point of diversion described above.
11. Use of this right is combined with water from Mace Catlin Ditch Co. and Eagle Island Water Users Irrigation.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources

Dated this 15th day of August, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 63-31313
As Modified by Transfer No. 72596

In accordance with the approval of Transfer No 72596, Water Right No 63-31313 is now described as follows.

Right Holder: SOUTH CHANNEL LLC
 533 E RIVERSIDE DR
 EAGLE ID 83616

Priority Date: July 21, 1980

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 07/15	0.10 CFS	17.7 AF
DIVERSION TO STORAGE	04/15	to 07/15	0.14 CFS	
AESTHETIC STORAGE	01/01	to 12/31		20.7 AF
			0.24 CFS	38.4 AF

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER SESWSW Sec 16 Twp 04N Rge 01E ADA 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	
04N	01E	17											39.0	31.0			8.0		78.0
04N	01E	20			7.0				11.0	5.0									23.0

Total Acres: 101

PLACE OF USE: AESTHETIC STORAGE

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	17												X	X				

CONDITIONS OF APPROVAL

- 1 Rights 63-132, 63-4695, 63-31312 and 63-31313 under Transfer 72596 authorize the combined total diversion of water for aesthetic storage in the amount of 42.2 af to be used for replacement of losses caused by evaporation from 14.5 acres total surface area of seven (7) aesthetic ponds authorized for aesthetic storage under right 63-32235.
- 2 The right holder shall accomplish the change authorized by this transfer within three years of the date of this approval.
- 3 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 4 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
- 5 The period of use for the irrigation and diversion to storage described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 7/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

WATER RIGHT NO. 63-31313
As Modified by Transfer No. 72596

CONDITIONS OF APPROVAL

6. 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 63.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s)
8. This right is limited to the irrigation of 4.9 acres within the place of use described above in a single irrigation season.
9. Rights 63-132, 63-133, 63-382B and 63-31312 are also diverted through the point of diversion described above
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above
11. Use of this right is combined with water from Mace Catlin Ditch Co. and Eagle Island Water Users Irrigation

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources

Dated this 15th day of August, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 63-4695
As Modified by Transfer No. 72596

In accordance with the approval of Transfer No. 72596, Water Right No. 63-4695 is now described as follows.

Right Holder: WROTEN FAMILY REVOCABLE LIVING TRUST
 PO BOX 686
 EAGLE ID 83616

Priority Date: December 31, 1939

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01 to	12/31	0.04 CFS	
IRRIGATION	03/01 to	11/15	0.20 CFS	45.5 AF
DIVERSION TO STORAGE	03/01 to	11/15	0.07 CFS	
AESTHETIC STORAGE	01/01 to	12/31		9.9 AF
			0.31 CFS	55.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWSW Sec 17 Twp 04N Rge 01E ADA County
 GROUND WATER NESESW Sec 17 Twp 04N Rge 01E ADA County

PLACE OF USE: DOMESTIC

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 17												X					

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	
04N 01E 17											39.0	31.0			8.0		78.0
04N 01E 20			7.0			11.0	5.0										23.0

Total Acres: 101

PLACE OF USE: AESTHETIC STORAGE

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 17											X	X					

CONDITIONS OF APPROVAL

1. Rights 63-132, 63-4695, 63-31312 and 63-31313 under Transfer 72596 authorize the combined total diversion of water for aesthetic storage in the amount of 42.2 af to be used for replacement of losses caused by evaporation from 14.5 acres total surface area of seven (7) aesthetic ponds authorized for aesthetic storage under right 63-32235
2. The right holder shall accomplish the change authorized by this transfer within three years of the date of this approval
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer

WATER RIGHT NO. 63-4695
As Modified by Transfer No. 72596

CONDITIONS OF APPROVAL

4. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department
6. This right is limited to the irrigation of 10 1 acres within the place of use described above in a single irrigation season.
7. The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
8. The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
9. This right when combined with all other rights shall provide no more than 0 02 cfs per acre nor more than 4 5 afa per acre at the field headgate for irrigation of the lands above
10. Right 63-17863 is also diverted through the point of diversion described above
11. Domestic use is for 1 home.
12. Use of this right is combined with water from Mace Catlin Ditch Co

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources

Dated this 15th day of August, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 63-133
As Modified by Transfer No. 72596

In accordance with the approval of Transfer No 72596, Water Right No 63-133 is now described as follows

Right Holder: MACE CATLIN DITCH CO
C/O BOB KELL
1820 MACE RD
EAGLE ID 83616

Priority Date: June 01, 1871

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	7.79 CFS	
			7.79 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER SESWSW Sec. 16 Twp 04N Rge 01E ADA County

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. Place of use is within the area served by Mace Catlin Ditch Co
3. Total acres authorized for irrigation under Rights 63-132, 63-133 and 63-382B are reduced by 14.5 acre per approval of Transfer 72596 to a total of 530.5 acres based on the acres claimed under these rights in the Snake River Basin Adjudication. Approval of this transfer does not preclude the opportunity for review of the total acres authorized and the validity of these rights in the ongoing Snake River Basin Adjudication.
4. 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 preceding 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 and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.

WATER RIGHT NO. 63-133
As Modified by Transfer No. 72596

CONDITIONS OF APPROVAL

5. 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 Reservoir 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
6. Rights 63-132, 63-382B, 63-31312 and 63-31313 are also diverted through the point of diversion described above
7. This right is designated as Right No. 52 in the Stewart Decree and the Boise River watermasters records.
8. Water is delivered through the Mason-Catlin Canal.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of August, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 63-382B
As Modified by Transfer No. 72596

In accordance with the approval of Transfer No 72596, Water Right No 63-382B is now described as follows

Right Holder: MACE CATLIN DITCH CO
C/O BOB KELL
1820 MACE RD
EAGLE ID 83616

Priority Date: June 14, 1912

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	0.44 CFS	
			0.44 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER SESWSW Sec 16 Twp 04N Rge 01E ADA County

CONDITIONS OF APPROVAL

1. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
2. Place of use is within the area served by Mace Catlin Ditch Co
3. Total acres authorized for irrigation under Rights 63-132, 63-133 and 63-382B are reduced by 1.0 acre per approval of Transfer 72169, and 14.5 acres under Transfer 72596, to a total of 530.5 acres based on the acres claimed under these rights in the Snake River Basin Adjudication. Approval of this transfer does not preclude the opportunity for review of the total acres authorized and the validity of these rights in the ongoing Snake River Basin Adjudication.
4. 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 preceding 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 and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.

WATER RIGHT NO. 63-382B
As Modified by Transfer No. 72596

CONDITIONS OF APPROVAL

- 5 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 Reservoir 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.
- 6 Pursuant to a call in times of scarcity, this right is senior to Bryan decreed Right Nos 63-297, 63-372, 63-301, 63-294, 63-296, 63-298, 63-295, 63-302, 63-367, 63-373, 63-299, 63-304, 63-303 and any future splits of these rights.
- 7 Rights 63-132, 63-133, 63-31312 and 63-31313 are also diverted through the point of diversion described above.
- 8 This right is designated as Right No. 138 in the Stewart Decree and the Boise River watermasters records.
- 9 Water is delivered through the Mason-Catlin Canal.

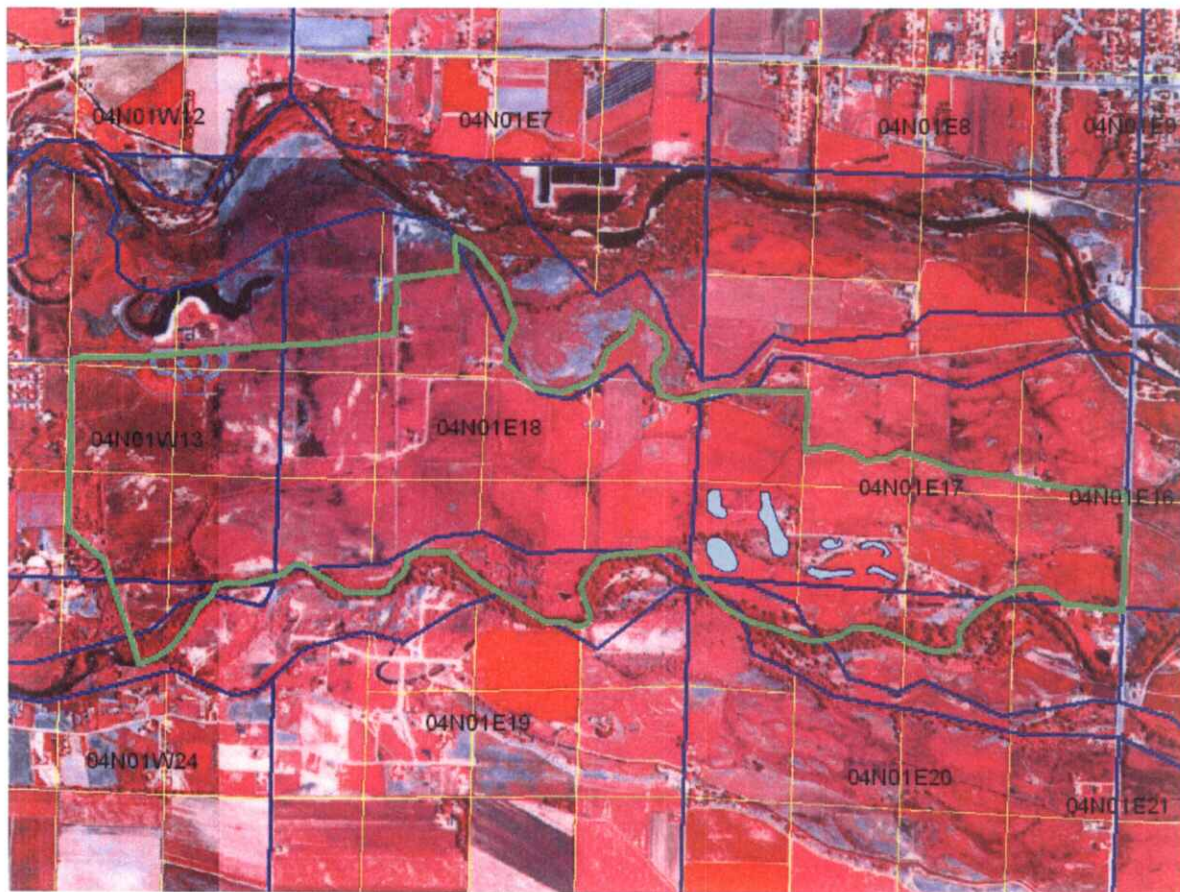
This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 15th day of August, 20 07


Administrator, Water Management Division

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72596

Digital Boundary for Mace Catlin Ditch Company
Right 63-132
August 15, 2007



0.7 0 0.7 1.4 Miles

-  63-132.shp
-  Sections
-  QQ
-  Aesthetic storage.shp
-  GCDB04N01W GCDB
-  GCDB04N01E GCDB

