

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71237

This is to certify that: LAKEWOOD UNIT NO 4 HOMEOWNERS ASSN
3156 WOODBROOK PL
BOISE ID 83706
(208)363-0208

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>
63-10818	WR/License	06/22/1989	0.12 cfs	26.1 af	N/A	5.8	GROUND WATER
63-8402	AJC/License	01/11/1977	0.30 cfs	22.4 af	N/A	5.0	GROUND WATER
63-9658	AJC/License	03/01/1981	0.42 cfs	1.0 af	N/A	N/A	GROUND WATER

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>
63-10818	NO	YES	NO	NO	NO	NO
63-8402	NO	YES	NO	NO	NO	NO
63-9658	NO	YES	NO	NO	NO	NO

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>
63-10818	63-10818	0.12 cfs	26.1 af	N/A	5.8		N/A	N/A	N/A	N/A
63-8402	63-8402	0.30 cfs	22.4 af	N/A	5.0		N/A	N/A	N/A	N/A
63-9658	63-9658	0.42 cfs	1.0 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.42 cfs	28.1 af	N/A	5.8		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 1st day of November, 2004

Gary Spackman

Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 63-8402

WATER RIGHT NO. 63-10818
As Modified by Transfer No. 71237

In accordance with the approval of Transfer No. 71237, Water Right No. 63-10818 is now described as follows.

Right Holder: LAKEWOOD UNIT NO 4 HOMEOWNERS ASSN
 3156 WOODBROOK PL
 BOISE ID 83706

Priority Date: June 22, 1989

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	0.12 CFS	26.1 AF
			0.12 CFS	26.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENW	Sec. 26 Twp 03N	Rge 02E	ADA County
GROUND WATER	NENW	Sec. 26 Twp 03N	Rge 02E	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	
03N 02E 23												.5					.5
03N 02E 26					5.3												5.3

Total Acres: 5.8

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year 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. This right does not grant any right-of-way or easement across the land of another.
4. The well previously used under Right 63-10818 in the NWNE, Section 3 shall be abandoned in a manner which complies with Department well abandonment rules.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted 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. 63-10818
As Modified by Transfer No. 71237

CONDITIONS OF APPROVAL

7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. The total instantaneous diversion of water from all points of diversion under Rights 63-8402, 63-9658 and 63-10818 shall not exceed 0.42 cfs, nor a total combined annual volume of 28.1 af.
9. Rights 63-8402 and 63-10818 when combined for irrigation purposes shall not exceed a total diversion rate of 0.12 cfs, a total annual diversion volume of 21.6 af and the irrigation of 5.8 acres.
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. Rights 63-8402 and 63-9658 are also diverted through the points of diversion described above.

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 1st day of November, 20 04


Chief, Water Allocation Bureau

WATER RIGHT NO. 63-9658
As Modified by Transfer No. 71237

In accordance with the approval of Transfer No. 71237, Water Right No. 63-9658 is now described as follows.

Right Holder: LAKEWOOD UNIT NO 4 HOMEOWNERS ASSN
 3156 WOODBROOK PL
 BOISE ID 83706

Priority Date: March 01, 1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DIVERSION TO STORAGE	10/01	04/15	0.42 CFS	
AESTHETIC STORAGE	01/01	12/31		1.0 AF
			0.42 CFS	1.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENW	Sec. 26 Twp 03N	Rge 02E	ADA County
GROUND WATER	NENW	Sec. 26 Twp 03N	Rge 02E	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	
03N	02E	23												X					
03N	02E	26					X												

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year 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. This right does not grant any right-of-way or easement across the land of another.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. The well previously used under Right 63-9658 in the NWNE, Section 3 shall be abandoned in a manner which complies with Department well abandonment rules.
7. After specific notification by the Department, the right holder shall record the quantity of water diverted 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. 63-9658
As Modified by Transfer No. 71237

CONDITIONS OF APPROVAL

8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
9. The total instantaneous diversion of water from all points of diversion under Rights 63-8402, 63-9658 and 63-10818 shall not exceed 0.42 cfs, nor a total combined annual volume of 28.1 af.
10. Rights 63-8402 and 63-10818 are also diverted through the points of diversion described above.

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 1st day of November, 20 04


Chief, Water Allocation Bureau

WATER RIGHT NO. 63-8402
As Modified by Transfer No. 71237

In accordance with the approval of Transfer No. 71237, Water Right No. 63-8402 is now described as follows.

Right Holder: LAKEWOOD UNIT NO 4 HOMEOWNERS ASSN
3156 WOODBROOK PL
BOISE ID 83706

Priority Date: January 11, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.10 CFS	21.4 AF
AESTHETIC	01/01	to 12/31	0.30 CFS	
AESTHETIC STORAGE	01/01	to 12/31		1.0 AF
			0.30 CFS	22.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENW	Sec. 26 Twp 03N	Rge 02E	ADA County
GROUND WATER	NENW	Sec. 26 Twp 03N	Rge 02E	ADA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
03N 02E 26	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	5.0

Total Acres: 5

PLACE OF USE: AESTHETIC, same as Irrigation

PLACE OF USE: AESTHETIC STORAGE, same as Irrigation

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year 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. This right does not grant any right-of-way or easement across the land of another.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted 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. 63-8402
As Modified by Transfer No. 71237

CONDITIONS OF APPROVAL

7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. The total instantaneous diversion of water from all points of diversion under Rights 63-8402, 63-9658 and 63-10818 shall not exceed 0.42 cfs, nor a total combined annual volume of 28.1 af.
9. This right is limited to the irrigation of 4.8 acres within the place of use described above in a single irrigation season.
10. Rights 63-8402 and 63-10818 when combined for irrigation purposes shall not exceed a total diversion rate of 0.12 cfs, a total annual diversion volume of 21.6 af and the irrigation of 5.8 acres.
11. 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.
12. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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.
13. Rights 63-9658 and 63-10818 are also diverted through the points of diversion described above.

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 1st day of November, 20 04


Chief, Water Allocation Bureau