

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/27/2022

Water Right 65-24185

CREATED BY
SPLIT

Owner Type **Name and Address**
Current Owner MARTY BROOM
29 COOK GULCH RD
HORSESHOE BND, ID 83629-5026
(208) 781-0444

Priority Date: 1/1/1872

Basis: Decreed

Status: Active DRAFT

Source
PORTER CREEK

Tributary
PAYETTE RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	0.020 CFS	3.4 AF
	Total Diversion		0.020 CFS	3.4 AF

Source and Point(s) of Diversion:

PORTER CREEK L2(SWNW) Sec. 7, Twp 07N, Rge 03E, BOISE County

Place Of Use:

IRRIGATION within BOISE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	02E	12											0.8						0.8

POU Total Acres: 0.8

Conditions of Approval:

1. 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.
2. S40 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 , PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 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. C20 Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977. This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general

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- provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
- | | | |
|----|-----|---|
| 4. | P21 | THIS RIGHT IS A SPLIT FROM FORMER RIGHT 65-22776. |
| 5. | 01J | Prior to diversion of water under this approval, the right holder shall install a bypass in the existing diversion works to provide an alternate means of measurement and control within reasonable proximity to the point of diversion. The bypass system shall be subject to the approval of the Department and shall provide the watermaster suitable control of the diversion works when water is not available to satisfy junior water rights diverted at the same point of diversion. |
| 6. | R43 | The right holder shall maintain the existing diversion works with 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 within reasonable proximity to the point of diversion. |
| 7. | R05 | 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. 65B, Porter Creek. |
| 8. | R65 | 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. |
| 9. | X36 | Rights 65-22776, 65-10953, 65-22777, 65-22328, 65-22329 and 65-22330 are also diverted through the point of diversion described above. |

Dates and Other Information:

Decreed Date: 8/3/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65B
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 4.5
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

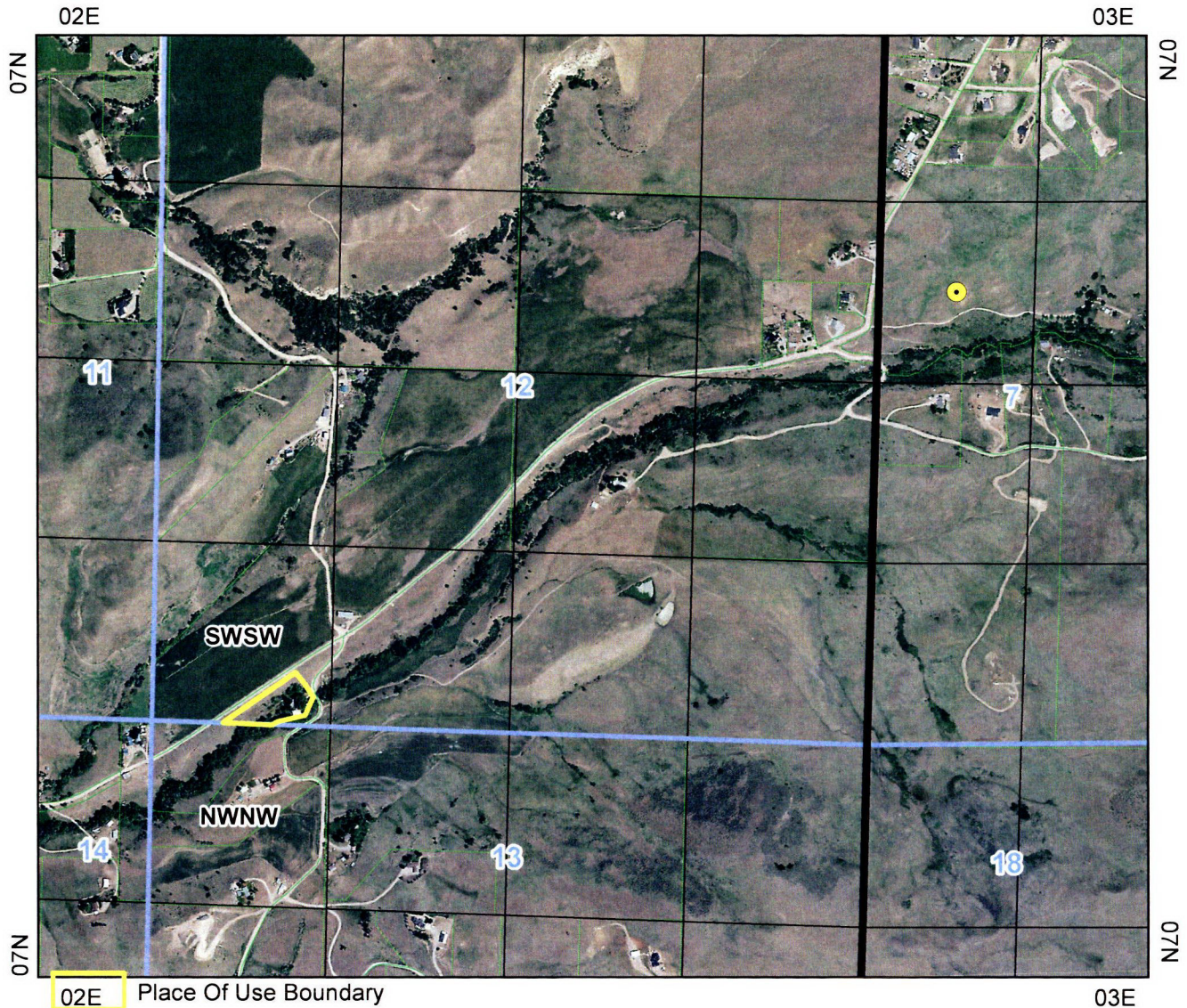
State of Idaho
Department of Water Resources

Attachment to Water Right License

65-24185

CREATED BY
SPLIT

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



02E Place Of Use Boundary

Townships

PLS Sections

Quarter Quarters

Point of Diversion

Taxlots

0 0.15 0.3 0.6 Miles

SCANNED
N
OCT 04 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 20 2022

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
65-22776	Yes ☒	Yes ☐		Yes ☐	Yes ☐
-split into 65-24185	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: George Dovel
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): MARTY BROOM
 New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

29 LOOK GULCH ROAD

Horsehoe Bend TO 83629
City State Zip

Telephone 208-781-0444

City State Zip
broombamboo @ AOL . com
Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☒ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: JULY 13 2022.

6. Do you own the land identified as the water right place of use? Yes ☐ No ☒
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - ☒ Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.
 - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
 - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Maty Broom Title, if applicable _____ Date 7-20-2021
Signature of new owner/claimant
Print name _____
OCT 04 2022

- Signature: _____
- Signature of new owner/claimant _____ Title, if applicable _____ Date _____
- Print name _____
- SUPPORT DATA**
IN FILE # 65-2277

For IDWR Office Use Only:

Received by ck Date 07/20/2022 Receipt No. W050613 Receipt Amt. \$100.00

Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing OCT 04 W-9 received? Yes ☐ No ☒

Name on W-9 _____ Approved by LM Processed by LM Date 9.27.2022

RECEIVED

JUL 20 2022

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

WATER RESOURCES
WESTERN REGION

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Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
65-22776	Yes ☒	Yes ☐		Yes ☐	Yes ☐
-split into 65-24185	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: GEORGE DOVEL
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): MARTY BROOM
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

29 LOOK GULCH ROAD
Mailing address
208-781-0444
Telephone

City Hesperole Benq State IO Zip 83629
Email broombamboo @ AOL . com

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☒ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: JULY 13 2022.
6. Do you own the land identified as the water right place of use? Yes ☐ No ☒
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
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 - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

- | | | |
|----------------------------------|----------------------|---------------------------|
| 8. Signature: <u>Matty Brown</u> | <u></u> | <u>7-20-2022</u> |
| Signature of new owner/claimant | Title, if applicable | Date |
| <u></u> | | <u>OCT 04 2022</u> |
| Print name | | |
| Signature: <u></u> | <u></u> | <u>SUPPORT DATA</u> |
| Signature of new owner/claimant | Title, if applicable | Date |
| <u></u> | | <u>IN FILE # 65-22776</u> |
| Print name | | |

For IDWR Office Use Only: SCA.

Received by U Date 07/20/2022 Receipt No. W050613 Receipt Amt. \$100.00

Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing OCT 04 W-9 received? Yes ☐ No ☒

Name on W-9 _____ Approved by UW Processed by UW Date 9.27.2022