Rev. 01/15

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WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 89394

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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complete
WATER RESOURCES
WESTERN REGION

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) Duane Yamamoto

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes	N/A	
		* Means the item is always required and must be included with the application.
☑	*	Completed Application for Transfer of Water Right form, Part 1.
☑	*	Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
☑	*	Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
☑	☐	Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
☑	*	Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
☑	*	Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

☐	☑	#1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
☐	☑	#2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
☐	☑	#2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).** ** Additional fee(s) required for water right ownership changes; see fee schedule.
☐	☑	#3 Documentation of authority to make the change if the applicant is not the water right owner.
☐	☑	#4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
☐	☑	#5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
☐	☑	#6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
☑	*	#7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
☐	☑	#7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
☑	☐	#8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
☑	☐	#8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
☐	☑	#9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
☐	☑	#10 Other. Please describe: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Duane Yamamoto Phone _____

Mailing address 5255 W. Hubbard Road, Kuna, ID 83634 Email _____

☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1.**

☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a.**

☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b.**

☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3.**

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Patrick Kelly; Luhdorff and Scalmanini Consulting Engineers Phone (208) 701-2950

Mailing address 963 S Orchard St., Ste. 206, Boise, ID 83705 Email pkelly@lsce.com

☐ Send all correspondence for this application to the representative and not to the applicant.
OR
☑ Send original correspondence to the applicant and copies to the representative.

☑ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4.**

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative	Print Name and Title if applicable	Date
Duane Yamamoto by Kristine Yamamoto	Kristine Yamamoto Attorney in Fact	10/15/24
Signature of Applicant or Authorized Representative	Print Name and Title if applicable	Date

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 your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2.**
   The water rights included in this transfer application which have historically been used for irrigation, will transfer the consumptive use to industrial. The new industrial use will be used for cooling industrial uses. Changes to POD reflect existing well legal descriptions, connected to the system.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. All	Part	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use		Source & Tributary
☑	☐	63-3126	1.17 / 324	Industrial	1/1	to 12/31	Groundwater
☑	☐	63-3167	3.95 / 1,070	Industrial	1/1	to 12/31	Groundwater
☑	☐	63-7286	2.76 / 1,430	Industrial	1/1	to 12/31	Groundwater
☐	☑	63-12009	2.25 / 392	Industrial	1/1	to 12/31	Groundwater
☐	☐					to	
☐	☐					to	
☐	☐					to	
☐	☐					to	
☐	☐					to	

Total authorized under rights 7.88 cfs and/or 1,830 acre-feet.

2. Total amount of water proposed to be transferred or changed 7.88 cubic feet per second and/or 1,830 acre-feet per year.

3. Point(s) of Diversion:

☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N			NW	SW	05	01N	01E	Ada	Groundwater	Permit 804239
N			SW	SW	05	01N	01E	Ada	Groundwater	D0057945
N			SE	SE	05	01N	01E	Ada	Groundwater	
Y			NE	NW	08	01N	01E	Ada	Groundwater	D0072831

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	05			I			I	I	I	I	I	I	I	I	I	I	I	
								L4											
01N	01E	08					I	I	I	I									

Total Acres (for irrigation use)

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
The irrigation system is composed of a pressurized sprinkler system fed by up to four wells which run in a cycle. Although it is not a condition of the water rights, each point of diversion has a magnetic flow meter installed, recording instantaneous flow rate and total volume.

b. Who owns the property at the point(s) of diversion? Applicant
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
If yes, ☐ complete Attachment WSB.

e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
Industrial use water primarily for cooling, utilizing systems like water-cooled chillers, evaporative cooling, and adiabatic cooling to dissipate the heat generated by the proposed use. Water-cooled systems are more efficient than air-cooled ones and are expected to be less consumptive in nature than agricultural uses on the properties.

f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
None. Municipal water rights owned by the City of Kuna which overlap the properties are not included.

g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

☐ ☑ undergone a period of five or more consecutive years of non-use,
☐ ☑ currently leased to the Water Supply Bank,
☐ ☑ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☑ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

89994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

☑ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 63-12009

1. amount 2.25 cfs (cfs/ac-ft) for Irrigation purposes from 3/1 to 11/15
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	08					39	40	35	12									126

Total Acres (for irrigation use) 126

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

☑ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b.**

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

☑ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

☑ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

63-12009 is conditioned as supplemental to surface water. Surface water has historically been delivered to property west of S. Locust Grove Rd. (POU Sections 6 & 7). Since the right was licensed, the property west of S. Locust Grove Rd. has been sold to Lavar Thornton. All irrigation water controlled by the applicant has strictly come from the groundwater source for more than 5 years.

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by MB Date 10/17/24 Preliminary check by MB Date 11/19/2024

Fee paid $530 Date 10/16/24 Receipted by CC Receipt # W052239

Add'l fee paid $780 Date 11/7/24 Receipted by MB Receipt # W052262

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

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Water Right Description

Part 2a

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Close

Water Right Report : 63-3126(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	YAMAMOTO, DUANE	5255 W HUBBARD RD	KUNA	ID	83634-0064
Current Owner	YAMAMOTO, JUDITH	PO BOX 64	KUNA	ID	83634
Original Owner	STICKLER, M A	622 OPAL ST	BOISE	ID	83705
Original Owner	NORTHWEST FARM CREDIT SERVICES FLCA	16034 EQUINE DR	NAMPA	ID	83687-8490

Water Right Status

Priority Date : 3/26/1958
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	01N	01E	5	0		NW	SW	ADA	
GROUND WATER	01N	01E	5	0		SW	SW	ADA	
GROUND WATER	01N	01E	5	0		SE	SE	ADA	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/01	11/15	1.17 CFS	468.00 AFA
TOTAL			1.17 CFS	468.00 AFA

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (ADA county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
01N	01E	5			SW	NE	7
01N	01E	5			NW	NW	22
01N	01E	5			SW	NW	40
01N	01E	5			SE	NW	35

Irrigation Totals

Total Acres	Acre Limit
104.00	

Conditions

Code	Condtions
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.
C03	Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
E55	Use of this right with Right Nos. 63-3167, 63-7286 is limited to the irrigation of a combined total of 460 acres in a single irrigation season.
E53	Use of this right with Right Nos. 63-3167 and 63-7286 is limited to a total combined annual diversion volume of 2070.0 AF.

89594

Dates

Licensed Date :
Decreed Date : 2/16/2007
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : TBD
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Combined Acre Limit : 460.00
Combined Volume Limit: 2070.00
Combined Rate Limit:
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Close

Water Right Report : 63-3167(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	YAMAMOTO, DUANE	5255 W HUBBARD RD	KUNA	ID	83634-0064
Current Owner	YAMAMOTO, JUDITH	PO BOX 64	KUNA	ID	83634
Original Owner	STICKLER, ANN O	4402 CLINTON ST	BOISE	ID	83706
Original Owner	NORTHWEST FARM CREDIT SERVICES FLCA	16034 EQUINE DR	NAMPA	ID	83687-8490

Water Right Status

Priority Date : 8/26/1959
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	01N	01E	5	0		NW	SW	ADA	
GROUND WATER	01N	01E	5	0		SW	SW	ADA	
GROUND WATER	01N	01E	5	0		SE	SE	ADA	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/01	11/15	3.95 CFS	1539.00 AFA
TOTAL			3.95 CFS	1539.00 AFA

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (ADA county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
01N	01E	5			SW	NE	7
01N	01E	5			NW	NW	22
01N	01E	5			SW	NW	40
01N	01E	5			SE	NW	35
01N	01E	5			NE	SW	40
01N	01E	5			NW	SW	40
01N	01E	5			SW	SW	40
01N	01E	5			SE	SW	40
01N	01E	5			NW	SE	30
01N	01E	5			SW	SE	40
01N	01E	5			SE	SE	8

Irrigation Totals

Total Acres	Acre Limit
342.00	

Conditions

Code	Condtions
	3 WELLS ARE COMBINED INTO 1 SYSTEM

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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.

C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

E55 Use of this right with Right Nos. 63-3126, 63-7286 is limited to the irrigation of a combined total of 460 acres in a single irrigation season.

E53 Use of this right with Right Nos. 63-3126 and 63-7286 is limited to a total combined annual diversion volume of 2070.0 AF.

Dates

Licensed Date :
Decreed Date : 2/16/2007
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : TBD
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Combined Acre Limit : 460.00
Combined Volume Limit: 2070.00
Combined Rate Limit:
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Close

Water Right Report : 63-7286(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	YAMAMOTO, DUANE	5255 W HUBBARD RD	KUNA	ID	83634-0064
Current Owner	YAMAMOTO, JUDITH	PO BOX 64	KUNA	ID	83634
Original Owner	NORTHWEST FARM CREDIT SERVICES FLCA	16034 EQUINE DR	NAMPA	ID	83687-8490

Water Right Status

Priority Date : 2/7/1970
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	01N	01E	5	0		NW	SW	ADA	
GROUND WATER	01N	01E	5	0		SW	SW	ADA	
GROUND WATER	01N	01E	5	0		SE	SE	ADA	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	2.76 CFS	2070.00 AFA
TOTAL			2.76 CFS	2070.00 AFA

Places of Use

Printable Version Paged View

Place of Use Legal Description : IRRIGATION (ADA county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
01N	01E	5			SW	NE	40
01N	01E	5			NW	NW	32
01N	01E	5			SW	NW	39
01N	01E	5			SE	NW	40
01N	01E	5			NE	SW	39
01N	01E	5			NW	SW	38
01N	01E	5			SW	SW	34
01N	01E	5			SE	SW	38
01N	01E	5			NE	SE	40
01N	01E	5			NW	SE	40
01N	01E	5			SW	SE	40
01N	01E	5			SE	SE	40

Irrigation Totals

Total Acres Acre Limit

460.00

Conditions

Code	Condtions

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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.

E56 Use of this right with the rights listed below is limited to the irrigation of a combined total of 460.0 acres in a single irrigation season. Combined Right Nos.: 63-3126, 63-3167

E53 Use of this right with Right Nos. 63-3126 and 63-3167 is limited to a total combined annual diversion volume of 2070.0 AF.

Dates

Licensed Date :
Decreed Date : 2/16/2007
Permit Proof Due Date : 2/1/1980
Permit Proof Made Date : 1/1/1900
Permit Approved Date : 2/23/1970
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : TBD
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Combined Acre Limit : 460.00
Combined Volume Limit: 2070.00
Combined Rate Limit:
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Close

Water Right Report : 63-12009(License/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	YAMAMOTO, DUANE	5255 W HUBBARD RD	KUNA	ID	83634-0064

Water Right Status

Priority Date : 4/23/1993
Basis : License
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	01N	01E	5	0		NW	SW	ADA	
GROUND WATER	01N	01E	5	0		SW	SW	ADA	
GROUND WATER	01N	01E	5	0		SE	SE	ADA	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	6.00 CFS	
TOTAL			6.00 CFS	

Places of Use

Printable Version Paged View

Place of Use Legal Description : IRRIGATION (ADA county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
01N	01E	6			NE	SE	40
01N	01E	6			NW	SE	11
01N	01E	6			SW	SE	13
01N	01E	6			SE	SE	40
01N	01E	7			NE	NE	40
01N	01E	7			NW	NE	13
01N	01E	7			SW	NE	13
01N	01E	7			SE	NE	40
01N	01E	8			NE	NW	39
01N	01E	8			NW	NW	40
01N	01E	8			SW	NW	35
01N	01E	8			SE	NW	12

Irrigation Totals

Total Acres	Acre Limit
336.00	

Conditions

Code	Condtions

89394

The following rights are also diverted through the point(s) of diversion described above: 63-03126, 63-03167 and 63-07286. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right. This right to divert groundwater 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 without the approval of the Department. Use of this right with the rights listed below is limited to a total combined diversion rate of 7.88 cfs and a total combined annual diversion volume of 3582.0 af. The combined rights include: 63-03126, 63-03167 and 63-07286. 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 1512.0 af for the lands above.

Dates

Licensed Date : 10/19/1995
Decreed Date :
Permit Proof Due Date : 7/1/1994
Permit Proof Made Date : 5/6/1994
Permit Approved Date : 7/12/1993
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date: 4/23/1993
Protest Deadline Date:

Other Information

State or Federal :
Water District Number : 63
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Combined Acre Limit :
Combined Volume Limit: 3582.00
Combined Rate Limit: 7.88
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

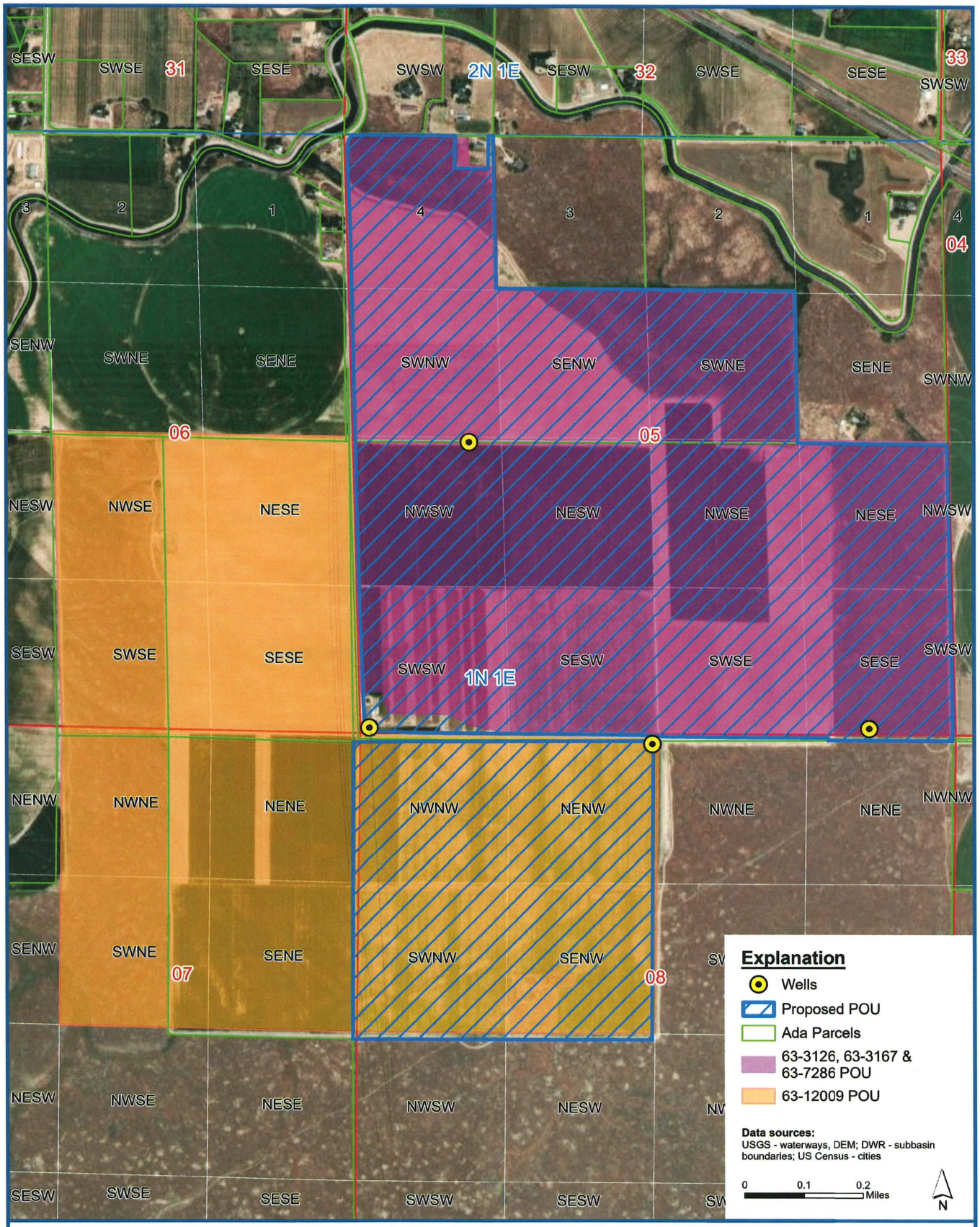
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Transfer Application Map

Part 7a

89394



Luhdorff & Scalmanini
Consulting Engineers

Water Rights Map

63-3126, 63-3167, 63-7286, and 63-12009
Diode Ventures, LLC

Figure 1

WR 9394

Historic Beneficial Use

Part 8a

A80994

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Water Resources Program

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Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho

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2024-08-22 11:08

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Kuna (NWS -- USC00105038)

Statistics based on thirty year normal spans 1959 to 1995 years

For a different land cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Mircosoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Sugar Beets Precipitation Deficit (Click here for a graph)															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season[a]	Non Growing Season[b]	Annual
Mean[j]	mm/day												mm		

89394

Monthly[c]	-0.18	0.18	0.07	0.22	1.49	6.10	8.35	6.64	4.05	1.64	-0.39	-0.23	873	-17	856
15-Day Moving Average[d]	-0.19	0.13	0.04	0.24	1.35	6.23	8.36	6.61	3.98	1.59	-0.33	-0.27			
7-Day Moving Average[e]	-0.17	0.19	0.07	0.24	1.39	6.14	8.36	6.64	4.00	1.58	-0.41	-0.26			
3-Day Moving Average[f]	-0.17	0.21	0.07	0.23	1.46	6.11	8.35	6.65	4.04	1.62	-0.40	-0.23			
Standard Deviation[k]	mm/day												mm		
Monthly[c]	0.51	0.23	0.21	0.16	1.37	1.66	0.78	1.40	1.37	1.43	0.43	0.52	100	24	103
15-Day Moving Average[d]	0.56	0.42	0.30	0.32	1.17	2.17	0.75	1.39	1.59	1.39	0.57	0.53			
7-Day Moving Average[e]	0.78	0.74	0.54	0.57	1.59	2.71	1.01	1.71	1.88	1.74	1.06	0.80			
3-Day Moving Average[f]	1.12	1.05	0.93	1.11	2.17	3.17	1.40	2.02	2.18	2.02	1.58	1.17			
20% Exceedance[l]	mm/day												mm		
Monthly[c]	0.11	0.39	0.13	0.30	2.20	7.22	8.65	7.25	4.91	2.45	-0.02	0.01	944	4	943
15-Day Moving Average[d]	0.41	0.75	0.67	0.93	3.30	9.05	9.16	8.10	5.87	3.90	0.49	0.44			
7-Day Moving Average[e]	0.75	1.55	1.45	1.98	5.23	10.43	9.68	8.58	6.63	4.51	1.24	0.78			
3-Day Moving Average[f]	1.07	2.20	2.58	3.28	7.09	11.15	10.16	9.08	7.11	5.24	1.63	1.08			
80% Exceedance[m]	mm/day												mm		
Monthly[c]	-0.61	0.00	-0.02	0.09	0.67	4.71	7.94	5.86	3.55	0.70	-0.73	-0.65	771	-39	747
15-Day Moving Average[d]	-1.10	-0.56	-0.60	-0.44	0.00	2.59	7.05	4.08	1.67	-0.20	-1.70	-1.28			
7-Day Moving Average[e]	-2.50	-1.43	-1.55	-1.74	-1.61	0.79	5.96	1.87	0.12	-1.31	-3.24	-2.47			
3-Day Moving Average[f]	-3.92	-3.25	-3.31	-4.61	-5.05	-1.48	4.03	-1.25	-1.48	-3.10	-6.18	-4.66			
Ave Highest P_{def}	mm/day												--		
15-Day Moving Average[g]	0.26	0.53	0.38	0.63	2.41	7.91	8.89	7.48	4.91	2.67	0.26	0.22			

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7-Day Moving Average[h]	0.57	1.17	0.94	1.27	3.76	9.03	9.36	8.24	5.59	3.56	0.80	0.56			
3-Day Moving Average[i]	0.83	1.71	1.66	2.14	5.38	9.94	9.98	8.71	6.19	4.23	1.25	0.82			
Ave Lowest P_{def}	mm/day												--		
15-Day Moving Average[g]	-0.59	-0.19	-0.30	-0.17	0.51	4.44	7.77	5.58	3.05	0.60	-0.94	-0.67			
7-Day Moving Average[h]	-1.34	-0.84	-0.81	-0.76	-0.38	2.77	6.95	4.59	1.96	-0.34	-2.06	-1.37			
3-Day Moving Average[i]	-2.80	-1.80	-1.80	-2.33	-2.14	0.71	5.41	3.15	0.53	-1.40	-3.96	-2.82			
Special normal distribution parameters for monthly, seasonal, and annual intervals															
Skew[m]	-0.34	-0.60	0.36	0.53	0.35	-0.41	-0.15	-0.40	-1.64	-0.03	-0.42	-0.14	-0.35	-0.25	-0.07
Kurtosis[o]	0.72	2.54	0.79	3.75	0.94	3.08	1.30	0.95	6.10	0.56	3.09	0.52	2.56	2.31	2.49

[a] Growing Season: This is usually the time from green up or planting in the spring to a killing frost or harvest in the fall. It is not applicable for entries without a growing season and will be blank.

[b] Nongrowing Season: This is usually the time from a killing frost or harvest in the fall to the of green up in the spring. It is not applicable for entries without a growing season.

[c] Mean of the average daily value for month

[d] Mean of the fourteen 15-day period averages contained in the month

[e] Mean of the twenty three 7-day period averages contained in the month

[f] Mean of the twenty seven 3-day period averages contained in the month

[g] Mean of the highest/lowest 15-day period average in month

[h] Mean of the highest/lowest 7-day period average in month

[i] Mean of the highest/lowest 3-day period average in month

[j] This value represents the *mean value* for the parameter for the month over the 'normal' period of record. Generally, the 'normal' period is the last thirty years with data.

[k] This value represents the *standard deviation* for the parameter for the month over the 'normal' period.

480304

[l] This value represents the *value* for the parameter that has a 20% chance of being exceeded that month durning any particular year. Conversely, there is an 80% chance that the parameter value will be less than the *value* shown.

[m] This value represents the *value* for the parameter that has a 80% chance of being exceeded that month durning any particular year. Conversely, there is an 20% chance that the parameter value will be less than the *value* shown.

[n] This value represents the *skewness (asymmetry) of the distribution of the parameter values* for the month (year) over the 'normal' period. A value near zero indicates that the distribution approximates a normal (Gaussian) and symmetrical distribution. A negative skew indicates that the parameter distribution has relatively few low values compared to high values. A positive skew indicates that the distribution has relatively few high values compared to the number of low values. A skew value near 1 indicates that the underlying distribution approximates a lognormal distribution.

[o] This value represents the *kurtosis* of the parameter value distribution for the month (year) over the 'normal' period. Kurtosis is a measurement of the height to width ratio of the probability distribution, or the *peakedness (slenderness)*. A normal (Gaussian) distribution has a kurtosis of 3. A high kurtosis distribution has a sharper peak and longer tails, while a low kurtosis distribution has a more rounded peak and shorter tails.

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Kuna (NWS -- USC00105038)

Statistics based on thirty year normal spans 1959 to 1995 years

For a different land cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Mircosoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Grass Pasture - high management Precipitation Deficit (Click here for a graph)															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season[a]	Non Growing Season[b]	Annual
Mean[j]	mm/day												mm		

89394

Monthly[c]	-0.17	0.04	0.64	3.47	5.30	6.24	6.74	5.17	2.94	1.35	-0.51	-0.31	973	-27	946
15-Day Moving Average[d]	-0.14	0.00	0.54	3.55	5.36	6.31	6.76	5.12	2.90	1.28	-0.51	-0.36			
7-Day Moving Average[e]	-0.15	0.04	0.60	3.51	5.29	6.25	6.76	5.15	2.90	1.29	-0.56	-0.33			
3-Day Moving Average[f]	-0.16	0.05	0.63	3.49	5.29	6.24	6.75	5.18	2.92	1.33	-0.54	-0.31			
Standard Deviation[k]	mm/day												mm		
Monthly[c]	0.39	0.24	0.98	1.24	1.30	0.92	0.66	1.12	0.99	1.20	0.51	0.56	96	22	97
15-Day Moving Average[d]	0.34	0.37	0.86	1.45	1.33	1.31	0.65	1.14	1.17	1.05	0.69	0.59			
7-Day Moving Average[e]	0.50	0.53	1.12	1.83	1.91	1.83	0.91	1.42	1.42	1.39	1.10	0.76			
3-Day Moving Average[f]	0.78	0.74	1.44	2.35	2.50	2.42	1.32	1.81	1.72	1.69	1.62	1.01			
20% Exceedance[l]	mm/day												mm		
Monthly[c]	0.01	0.19	1.08	4.50	5.94	7.05	7.05	5.73	3.66	2.18	-0.08	0.00	1045	-12	1012
15-Day Moving Average[d]	0.16	0.35	1.86	5.43	7.24	7.78	7.55	6.63	4.40	3.03	0.39	0.14			
7-Day Moving Average[e]	0.28	0.64	3.21	6.19	7.99	8.77	7.84	6.93	5.19	4.09	0.80	0.30			
3-Day Moving Average[f]	0.41	0.96	3.98	7.59	9.00	9.91	8.89	7.99	6.40	5.27	1.34	0.42			
80% Exceedance[m]	mm/day												mm		
Monthly[c]	-0.32	-0.04	0.08	2.64	4.88	5.36	6.24	4.55	2.65	0.37	-1.00	-0.77	910	-48	861
15-Day Moving Average[d]	-0.78	-0.30	-0.37	1.47	3.27	4.22	5.62	3.25	1.60	-0.30	-1.89	-1.41			
7-Day Moving Average[e]	-2.02	-0.82	-1.20	-0.26	1.13	1.88	4.68	1.34	0.02	-1.54	-3.16	-2.22			
3-Day Moving Average[f]	-3.30	-1.95	-2.46	-2.99	-3.39	-2.39	3.17	-1.92	-1.77	-3.44	-5.74	-4.68			
Ave Highest P_{def}	mm/day												--		
15-Day Moving Average[g]	0.10	0.27	1.22	4.54	6.37	7.29	7.26	5.89	3.59	2.06	0.20	0.08			

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7-Day Moving Average[h]	0.23	0.52	1.90	5.44	7.36	8.14	7.68	6.63	4.29	2.87	0.54	0.22			
3-Day Moving Average[i]	0.33	0.72	2.44	6.55	8.40	9.21	8.57	7.58	5.26	3.81	0.89	0.33			
Ave Lowest P_{def}	mm/day												--		
15-Day Moving Average[g]	-0.42	-0.21	-0.03	2.54	4.32	5.32	6.24	4.28	2.16	0.59	-1.12	-0.67			
7-Day Moving Average[h]	-0.87	-0.63	-0.62	1.27	2.59	3.65	5.45	3.27	1.34	-0.18	-2.17	-1.22			
3-Day Moving Average[i]	-1.79	-1.38	-1.70	-0.74	0.28	1.22	4.11	1.90	0.06	-1.42	-4.17	-2.36			
Special normal distribution parameters for monthly, seasonal, and annual intervals															
Skew[m]	-0.62	-1.75	0.48	-0.19	-0.46	0.36	-0.13	-0.36	-1.39	-0.09	0.00	-0.42	-0.26	0.10	0.05
Kurtosis[o]	1.45	6.82	1.04	4.04	1.17	2.12	0.90	1.17	5.88	0.56	2.82	0.85	3.67	2.44	3.14

[a] Growing Season: This is usually the time from green up or planting in the spring to a killing frost or harvest in the fall. It is not applicable for entries without a growing season and will be blank.

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Kuna (NWS -- USC00105038)

Statistics based on thirty year normal spans 1959 to 1995 years

For a different land cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Mircosoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Grass - Turf (lawns) - Irrigated Precipitation Deficit (Click here for a graph)															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season[a]	Non Growing Season[b]	Annual
Mean[j]	mm/day												mm		

DB0394

Monthly[c]	-0.06	0.08	0.46	2.91	4.96	5.98	6.58	5.41	3.72	2.10	-0.27	-0.10	983	-11	973
15-Day Moving Average[d]	-0.04	0.04	0.37	2.95	5.04	6.04	6.59	5.38	3.63	2.04	-0.27	-0.10			
7-Day Moving Average[e]	-0.05	0.08	0.42	2.92	4.97	5.97	6.59	5.42	3.66	2.06	-0.33	-0.10			
3-Day Moving Average[f]	-0.05	0.09	0.45	2.92	4.96	5.97	6.59	5.42	3.69	2.08	-0.28	-0.10			
Standard Deviation[k]	mm/day												mm		
Monthly[c]	0.19	0.19	0.70	1.22	1.23	0.91	0.65	1.19	1.19	1.70	0.49	0.25	120	15	122
15-Day Moving Average[d]	0.19	0.31	0.65	1.44	1.28	1.30	0.65	1.15	1.35	1.46	0.67	0.23			
7-Day Moving Average[e]	0.32	0.47	0.92	1.75	1.83	1.77	0.88	1.40	1.59	1.77	1.07	0.34			
3-Day Moving Average[f]	0.49	0.63	1.25	2.25	2.45	2.39	1.36	1.79	1.90	2.04	1.51	0.51			
20% Exceedance[l]	mm/day												mm		
Monthly[c]	0.05	0.19	0.79	4.00	5.51	6.83	6.84	6.09	4.59	3.17	0.02	0.01	1052	2	1043
15-Day Moving Average[d]	0.16	0.35	1.54	4.95	6.95	7.64	7.36	6.57	5.23	3.96	0.53	0.14			
7-Day Moving Average[e]	0.28	0.63	2.23	5.73	7.71	8.72	7.69	6.87	5.75	4.59	1.40	0.30			
3-Day Moving Average[f]	0.41	0.94	2.92	6.93	9.22	9.58	8.61	7.91	6.74	5.36	2.02	0.42			
80% Exceedance[m]	mm/day												mm		
Monthly[c]	-0.15	-0.01	0.08	1.95	4.23	5.05	6.21	4.59	3.17	0.86	-0.75	-0.20	908	-29	906
15-Day Moving Average[d]	-0.30	-0.25	-0.40	1.05	2.89	4.05	5.47	3.35	1.85	-0.22	-1.45	-0.53			
7-Day Moving Average[e]	-0.69	-0.62	-1.20	-0.63	0.76	1.70	4.75	1.37	0.08	-1.52	-3.16	-0.97			
3-Day Moving Average[f]	-1.36	-1.46	-2.46	-2.99	-3.39	-2.37	2.98	-1.71	-1.61	-3.44	-4.76	-1.94			
Ave Highest P_{def}	mm/day												--		
15-Day Moving Average[g]	0.10	0.27	0.93	3.95	6.08	7.04	7.11	6.03	4.34	3.00	0.31	0.09			

SB9394

7-Day Moving Average[h]	0.23	0.52	1.49	4.84	6.95	7.89	7.48	6.63	4.96	3.76	0.74	0.22			
3-Day Moving Average[i]	0.33	0.71	1.92	6.06	8.11	9.02	8.44	7.70	5.85	4.51	1.24	0.33			
Ave Lowest P_{def}	mm/day												--		
15-Day Moving Average[g]	-0.21	-0.14	-0.11	1.98	3.99	5.01	6.05	4.62	2.95	1.18	-0.80	-0.28			
7-Day Moving Average[h]	-0.51	-0.51	-0.70	0.95	2.36	3.42	5.40	3.75	1.93	0.22	-1.82	-0.56			
3-Day Moving Average[i]	-1.18	-1.15	-1.75	-1.01	0.07	0.99	3.87	2.25	0.50	-1.13	-3.51	-1.22			
Special normal distribution parameters for monthly, seasonal, and annual intervals															
Skew[m]	-0.56	-1.81	0.51	-0.02	-0.41	0.34	-0.19	-0.43	-1.84	-0.07	0.57	-0.55	0.00	-0.38	0.22
Kurtosis[o]	1.29	8.34	1.12	3.47	1.01	2.19	1.14	1.05	6.96	0.57	3.13	1.23	3.75	2.06	3.88

[a] Growing Season: This is usually the time from green up or planting in the spring to a killing frost or harvest in the fall. It is not applicable for entries without a growing season and will be blank.

[b] Nongrowing Season: This is usually the time from a killing frost or harvest in the fall to the of green up in the spring. It is not applicable for entries without a growing season.

[c] Mean of the average daily value for month

[d] Mean of the fourteen 15-day period averages contained in the month

[e] Mean of the twenty three 7-day period averages contained in the month

[f] Mean of the twenty seven 3-day period averages contained in the month

[g] Mean of the highest/lowest 15-day period average in month

[h] Mean of the highest/lowest 7-day period average in month

[i] Mean of the highest/lowest 3-day period average in month

[j] This value represents the *mean value* for the parameter for the month over the 'normal' period of record. Generally, the 'normal' period is the last thirty years with data.

[k] This value represents the *standard deviation* for the parameter for the month over the 'normal' period.

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[l] This value represents the *value* for the parameter that has a 20% chance of being exceeded that month durning any particular year. Conversely, there is an 80% chance that the parameter value will be less than the *value* shown.

[m] This value represents the *value* for the parameter that has a 80% chance of being exceeded that month durning any particular year. Conversely, there is an 20% chance that the parameter value will be less than the *value* shown.

[n] This value represents the *skewness (asymmetry) of the distribution of the parameter values* for the month (year) over the 'normal' period. A value near zero indicates that the distribution approximates a normal (Gaussian) and symmetrical distribution. A negative skew indicates that the parameter distribution has relatively few low values compared to high values. A positive skew indicates that the distribution has relatively few high values compared to the number of low values. A skew value near 1 indicates that the underlying distribution approximates a lognormal distribution.

[o] This value represents the *kurtosis* of the parameter value distribution for the month (year) over the 'normal' period. Kurtosis is a measurement of the height to width ratio of the probability distribution, or the *peakedness (slenderness)*. A normal (Gaussian) distribution has a kurtosis of 3. A high kurtosis distribution has a sharper peak and longer tails, while a low kurtosis distribution has a more rounded peak and shorter tails.

This work and report were prepared by the University of Idaho Research and Extension Center at Kimberly, Idaho under contract with the Idaho Department of Water Resources. Work was supported by funding from IDWR and the Idaho Agricultural Experiment Station and Idaho Engineering Experiment Station. The authors gratefully acknowledge the long-term evapotranspiration data collection and long-standing advice provided by Dr. James L. Wright, USDA-ARS Kimberly (ret.), the more than two decades of high quality agricultural weather data collection by the U.S. Bureau of Reclamation AgriMet system, and the very long-standing, routine data collection by the hundreds of cooperative weather station volunteers across the state who, for more than one-hundred years, have faithfully observed daily air temperature and precipitation.

The citation for the evapotranspiration data used from this site should be: Allen, Richard G. and Clarence W. Robison, 2017. ***Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho: Supplement updating the Time Series through December 2016****, Research Technical Completion Report, Kimberly Research and Extension Center, University of Idaho, Moscow, ID.*

Questions regarding the data should be addressed to Clarence W. Robison University of Idaho, Kimberly Research and Extension Center, 3806 North 3600 East, Kimberly, ID 83341. Telephone (208)-423-6610

ETIdaho web site powered by Debian, Apache, Firebird DBMS, Python

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89304

DELEGATION OF MANAGEMENT POWERS OF

D. YAM FARMS, LLC

In accordance with the provisions of Article 8, Section 8.1 of D. Yam Farms, LLC (an Idaho Limited Liability Company), we, Duane Yamamoto and Judith Yamamoto, as the sole Members of that LLC, hereby authorize Kristine A. Yamamoto to act as our agent having all powers which we currently have as Members so that she can exercise the powers of Management on our behalf. Without limiting the forgoing delegation of power, our intent in granting this authorization is to enable Kristine A. Yamamoto, as authorized agent, to act for and on our behalf as Members with respect to all operational matters including, but not necessarily limited to, those powers with respect to banking, check writing, borrowing and entering into contracts. So long as this Delegation of Management Powers is in effect, the powers delegated to Kristine A. Yamamoto shall have the same force and effect as if Duane Yamamoto and Judith Yamamoto had personally joined in the exercise of such power to manage granted to the Members.

We specifically affirm and acknowledge that third parties may fully rely on this authorization and have no obligation to inquire of us or anyone else as to whether this delegation has been revoked or withdrawn and may fully rely on the representations of Kristine A. Yamamoto that this authorization is still in effect and the fact that the authorization covers the actions that Kristine A. Yamamoto is attempting to perform on behalf of the LLC and us as Members.

Dated this 11 day of April, 2023.

Duane Yamamoto by Judith Yamamoto, Attorney in fact

Duane Yamamoto, Member

Judith Yamamoto

Judith Yamamoto, Member

Acceptance:

K Yamamoto

Kristine A. Yamamoto

DELEGATION OF MANAGEMENT POWERS OF

KTB Properties, LLC

In accordance with the provisions of Article 8, Section 8.1 of KTB Properties, LLC (an Idaho Limited Liability Company), we, Duane Yamamoto and Judith Yamamoto, as the sole Members of that LLC, hereby authorize Kristine A. Yamamoto to act as our agent having all powers which we currently have as Members so that she can exercise the powers of Management on our behalf. Without limiting the forgoing delegation of power, our intent in granting this authorization is to enable Kristine A. Yamamoto, as authorized agent, to act for and on our behalf as Members with respect to all operational matters including, but not necessarily limited to, those powers with respect to any and all real estate matters pertaining to property owned or leased by the LLC. So long as this Delegation of Management Powers is in effect, the powers delegated to Kristine A. Yamamoto shall have the same force and effect as if Duane Yamamoto and Judith Yamamoto had personally joined in the exercise of such power to manage granted to the Members.

We specifically affirm and acknowledge that third parties may fully rely on this authorization and have no obligation to inquire of us or anyone else as to whether this delegation has been revoked or withdrawn and may fully rely on the representations of Kristine A. Yamamoto that this authorization is still in effect and the fact that the authorization covers the actions that Kristine A. Yamamoto is attempting to perform on behalf of the LLC and us as Members.

Dated this 11 day of April, 2023.

Duane Yamamoto by Judith Yamamoto as attorney in fact
Duane Yamamoto, Member

Judith Yamamoto
Judith Yamamoto, Member

Acceptance:

K Yamamoto
Kristine A. Yamamoto

89394

DELEGATION OF MANAGEMENT POWERS OF

D. YAMAMOTO DEVELOPMENT, LLC

In accordance with the provisions of Article 8, Section 8.1 of D. Yamamoto Development, LLC (an Idaho Limited Liability Company), we, Duane Yamamoto and Judith Yamamoto, as the sole Members of that LLC, hereby authorize Kristine A. Yamamoto to act as our agent having all powers which we currently have as Members so that she can exercise the powers of Management on our behalf. Without limiting the forgoing delegation of power, our intent in granting this authorization is to enable Kristine A. Yamamoto, as authorized agent, to act for and on our behalf as Members with respect to all operational matters including, but not necessarily limited to, those powers with respect to any and all real estate matters pertaining to property owned or leased by the LLC. So long as this Delegation of Management Powers is in effect, the powers delegated to Kristine A. Yamamoto shall have the same force and effect as if Duane Yamamoto and Judith Yamamoto had personally joined in the exercise of such power to manage granted to the Members.

We specifically affirm and acknowledge that third parties may fully rely on this authorization and have no obligation to inquire of us or anyone else as to whether this delegation has been revoked or withdrawn and may fully rely on the representations of Kristine A. Yamamoto that this authorization is still in effect and the fact that the authorization covers the actions that Kristine A. Yamamoto is attempting to perform on behalf of the LLC and us as Members.

Dated this 11 day of April, 2023.

Duane Yamamoto by Judith Yamamoto, Attorney in fact

Duane Yamamoto, Member

Judith Yamamoto

Judith Yamamoto, Member

Acceptance:

K Yamamoto

Kristine A. Yamamoto

89394

General Durable Power of Attorney of Duane M. Yamamoto

I, Duane M. Yamamoto of Kuna, Idaho, am creating a Durable Power of Attorney under the laws of the State of Idaho. I revoke all Powers of Attorney previously granted by me as Principal and terminate all agency relationships created by me except:

powers granted by me under any state statutory short form Durable Power of Attorney;

powers granted by me under any Health Care Power of Attorney;

powers granted by me on forms provided by financial institutions granting the right to write checks on, deposit funds to, and withdraw funds from accounts to which I am a signatory; and

powers granting access to a safe-deposit box.

Article One
Appointment of Attorney in Fact

Section 1.01 Appointment

I appoint Judith A. Yamamoto and Kristine A. Yamamoto as my Attorneys in Fact (collectively, my Attorney in Fact). Any one of my Attorneys in Fact may act alone and without the approval or consent of any other successor Attorney in Fact regarding a matter or may act jointly with any other Attorney in Fact. If any Attorney in Fact fails to serve, no further Attorney in Fact need be appointed unless there is no Attorney in Fact then serving.

Section 1.02 Effect of Filing Petition for Divorce or Separation

If my spouse or I file a petition for legal separation or dissolution of marriage, my spouse will be deemed to have died or predeceased me (as appropriate for the context) for all purposes of this General Durable Power of Attorney unless and until the petition is dismissed.

Section 1.03 No Person under 21 Years of Age May Serve as Attorney in Fact

No person named as my Attorney in Fact or successor Attorney in Fact may serve until that person has reached 21 years of age.

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correct ambiguities, including scrivener errors, that might otherwise require court construction or reformation.

Section 3.03 Power to Sell

Unless specifically limited by the other provisions of this power of attorney, my Attorney in Fact may sell any interest I own in any kind of property, real or personal, tangible or intangible, including any contingent or expectant interest, any marital right, and any right of survivorship incident to joint tenancy or tenancy by the entirety. My Attorney in Fact may determine the terms of sale and may grant sales options.

My Attorney in Fact may dispose of sales proceeds on my behalf as my Attorney in Fact determines is appropriate.

Section 3.04 Power to Buy

Unless specifically limited by the other provisions of this power of attorney, my Attorney in Fact may buy any kind of property. My Attorney in Fact may determine the terms for buying property and may obtain options to buy property. In addition, my Attorney in Fact may insure the purchased property, and otherwise arrange for its safekeeping.

I authorize my Attorney in Fact to borrow money for the purposes described in this Section and to secure the loan in any manner my Attorney in Fact determines is appropriate.

I authorize my Attorney in Fact to use my funds to repay any money borrowed by me or on my behalf and to pay for any purchases made or cash advanced using my credit cards.

Section 3.05 Power to Invest

My Attorney in Fact may invest and reinvest all or any part of my property in any other property of whatever type: real or personal, tangible or intangible, and whether located inside or outside the geographic borders of the United States and its possession or territories. Unless specifically limited by the other provisions of this power of attorney, my Attorney in Fact may:

invest in securities of all kinds, limited partnership interests, real estate or interest in real estate whether or not productive at the time of investment, commodities contracts of all kinds, or interests in trusts including investment trusts;

participate in common, collective, or pooled trust funds or annuity contracts;

sell or otherwise terminate any investment made by me or on my behalf, and establish and terminate savings and money market accounts at banks and other financial institutions;

establish and terminate accounts with securities brokers and use brokerage accounts to make short sales and to buy on margin, and pledge any securities held or

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The powers will exist for an indefinite period unless I revoke the power of attorney or I have limited their duration by specific provisions in the power of attorney.

This Durable Power of Attorney will continue to exist during my subsequent disability or incapacity.

I have the power to revoke or terminate this Durable Power of Attorney at any time.

Dated: April 7, 2022

Duane M. Yamamoto, Principal

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this day, April 7, 2022, before me Tiffany Stiehl, a notary public, personally appeared Duane M. Yamamoto, as Principal, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within Durable Power of Attorney, and acknowledged that he executed the same.

[Seal]

TIFFANY STIEHL
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 35361
MY COMMISSION EXPIRES 7-26-2025

Notary Public
132 SW 5th Ave, Suite 150
Meridian, Idaho 83642
My commission expires: 2025-07-26

80004

ACCEPTANCE BY ATTORNEY IN FACT:

The undersigned Attorney in Fact hereby accepts the delegation of authority set out in this power of attorney.

Judith Yamamoto
Attorney in Fact's Signature

4/5/2022
Date

Attorney in Fact's Driver's License Number

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this day, April 5, 2022, before me Michelle Danies, a notary public, personally appeared Judith A. Yamamoto, as Attorney in Fact, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within Durable Power of Attorney, and acknowledged that she executed the same.

[Seal]

MICHELLE DANIES
NOTARY PUBLIC - STATE OF IDAHO
COMMISSION NUMBER 61934
MY COMMISSION EXPIRES 7-23-2025

Michelle Danies
Notary Public
132 SW 5th Ave, Suite 150
Meridian, Idaho 83642
My commission expires: 2025-07-23

89904

ACCEPTANCE BY ATTORNEY IN FACT:

The undersigned Attorney in Fact hereby accepts the delegation of authority set out in this power of attorney.

K Yamamoto
Attorney in Fact's Signature

4/6/2022
Date

Attorney in Fact's Driver's License Number

STATE OF TEXAS)
) ss.
COUNTY OF Travis)

On this day, April 6, 2022, before me Laura Levinson, a notary public, personally appeared Kristine A. Yamamoto, as Attorney in Fact, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within Durable Power of Attorney, and acknowledged that she executed the same.

[Seal]

Laura Levinson
Notary Public, State of Texas
Comm. Expires 01/26/2026
Notary ID 2586847

Laura Levinson
Notary Public
Address: 3906 Balcones Club Dr.
Austin, TX 78750
My commission expires: 1/26/26

00004

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Mathew Weaver**

February 4, 2025

DUANE YAMAMOTO
5255 W HUBBARD RD
KUNA ID 83634-0064

RE: Transfer No. 89394
Water Right Nos. 63-3126, 63-3167, 63-7286, 63-12009

Dear Applicant:

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO STATESMAN on 2/5/2025 and 2/12/2025. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Lynne Evans
Administrative Assistant

CC: PATRICK KELLY

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, January 30, 2025 5:33 PM
To: BOI Legals
Subject: Legal Notice: Transfer No. 89394
Attachments: Legal Notice.docx

Please publish the enclosed legal notice on the dates indicated (2/5 & 2/12, once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 2/24/2025. Your cooperation is appreciated.

Thank you,

IDAHO DEPARTMENT OF WATER RESOURCES

Lynne Evans (she/her)
Administrative Assistant I
IDWR – Western Region
2735 W Airport Way, Boise ID 83705
lynne.evans@idwr.idaho.gov | (208) 605-4622

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89394

DUANE YAMAMOTO, 5255 W HUBBARD RD, KUNA, ID 83634-0064 has filed Application No. 89394 for changes to the following water rights within ADA County: Right Nos. 63-3126, 63-3167, 63-7286, 63-12009; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:
to change the nature of use from irrigation to industrial, add a point of diversion south of Barker Rd at NENW of Sec 08, T01N, R01E and to change the place of use under right 63-12009 to industrial use in NENW, NWNW, SWNW, SENW of Sec 08, T01N, R01E.

For additional information concerning the property location, contact the Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 2/24/2025. The protestant must also send a copy of the protest to the applicant.
MATHEW WEAVER, Director Published on 2/5/2025 and 2/12/2025

Bozdog, Marina

From: Caruso, Cody
Sent: Thursday, November 7, 2024 4:15 PM
To: Bozdog, Marina
Subject: FW: Yamamoto Application for Transfer
Attachments: Delegation of Authority LLCs to Kristy.pdf; Yamamoto Duane_2022 POA 1.pdf; Yamamoto Duane_2022 POA 2729.pdf; Yamamoto Duane_2022 POA 4.pdf

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From: Patrick Kelly <pkelly@lsce.com>
Sent: Thursday, November 7, 2024 3:29 PM
To: Western Info <westerninfo@idwr.idaho.gov>
Cc: marissa.bozdog@idwr.idaho.gov
Subject: Yamamoto Application for Transfer

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Marissa,
Thank you for helping me out this afternoon. After reviewing receipt W052239, it appears I only paid $530 in error. I had intended to pay $1,310 for the Duane Yamamoto transfer application per the cover letter submitted with the app. I will come down and pay the difference. In regard to the total fee, I refer to IDAPA 37.03.08.035.01.b. which states that "The filing fee in Section 42-221A, Idaho Code, is based on the total rate (in cfs) or the total storage volume (in af) to be appropriated. Whenever the application diversion rate and storage volume elements lead to a different filing fee, the higher amount is the applicable filing fee." Because the rights being transferred are live flow rights, and not storage use rights, we believe the total amount due for the application to be complete is $1,310.
Attached is a power of attorney document that grants Kristine A. Yamamoto authority to file the application on behalf of the water right owner. For privacy, I have included relevant parts of the 29 page document. Thank you for you service in this matter, please let me know if you need anything further.
Sincerely,
Patrick

Patrick Kelly
Project Hydrogeologist
Luhdorff & Scalmanini, Consulting Engineers
963 S. Orchard St. Suite 206
Boise, ID 83705
Office (208) 701-2950
Direct (208) 954-4805
pkelly@lsce.com
www.lsce.com

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 23, 2024

DUANE YAMAMOTO
5255 W HUBBARD RD
KUNA ID 83634-0064

Re: Water Right Transfer Application Incomplete - Returned

Dear Applicant:

This office received your application on October 17, 2024. The application cannot be accepted into the records of the Idaho Department of Water Resources (IDWR) until the following items are addressed:

- **Signature and/or Title –** The applicant of the transfer should be the one to sign the application. If you have an authorized representative to sign the application on your behalf, we must see a Power of Attorney document showing that the person is authorized to sign the application for you.
- **Fee –** According to the Transfer Fee Schedule, Your total fee for the transfer application, based on your total storage volume being transferred (1,830 acre-feet per year) is $1,940. You've only paid $530.00, received with your application on October 17th. Please pay the remaining fee amounting to $1,410 to the Idaho Department of Water Resources in order for your application to be complete.

The original incomplete application is enclosed. Please make the necessary amendments to the original form and re-submit together with payment of the fee within the next thirty (30) days. If IDWR does not receive your written response within thirty (30) days, a refund will be issued for this filing. This letter is an attempt to ensure that your application is complete in order to begin processing it. You may receive future correspondence regarding more specific details of your application. IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please consult the IDWR website or contact this office at 208-334-2190 and ask for the "office day person" if you have any questions about the necessary information or fee.

Sincerely,

Western Region Water Rights Staff

Enclosure: Original Application
CC: PATRICK KELLY, LUHDORFF AND SCALMANINI CONSULTING ENGINEERS

Luhdorff & Scalmanini
Consulting Engineers

RECEIVED
OCT 17 2024
WATER RESOURCES
WESTERN REGION

October 17, 2024

IDWR Western Regional Office
2735 Airport Way
Boise, ID 83705

Subject: Yamamoto Application for Transfer

Dear Nick,

On behalf of Duane Yamamoto, LSCE is pleased to submit the enclosed application for a water rights transfer. This application seeks to modify water rights 63-3126, 63-3167, 63-7286, and 63-12009, with the primary goal of converting the consumptive use from historic irrigation within the designated place of use to industrial purposes. Mr. Yamamoto is currently negotiating the sale of land in Ada County to an industrial user, where the water will primarily be used for cooling industrial facilities.

The Idaho Department of Water Resources (IDWR) allows changes to the nature of water use as long as the modifications do not increase the consumptive use volume, annual diversion limit, or flow rate. Consumptive use refers to the portion of diverted water that does not return to the state's water system, such as water absorbed by plants, evaporated from the soil, or lost as nonrecoverable vapor. The proposed industrial use of water, primarily for cooling through systems like water-cooled chillers, evaporative cooling, and adiabatic cooling, is expected to be more efficient and less consumptive than the current agricultural uses on the properties

To facilitate this transfer, the applicant must demonstrate historical beneficial use to quantify consumptive use. Ray Nebeker, the farm manager, states that the farm has cultivated various crops over the past five years, including sugar beets, row corn, mint, wheat, beans, and grasses. Data from the University of Idaho Kimberly Research Center, particularly from the Kuna station, identifies sugar beets, turf, and pasture grasses as higher consumptive crops, with water usage ranging from 2.8 to 3.2 acre-feet per acre. For the purposes of this water rights transfer, a consumptive use volume of 3.11 acre-feet per acre is recommended.

Water right 63-12009, owned by the applicant, is being divided since part of the right pertains to land owned by Lavar Thornton. This right is also classified as supplemental to surface water. Historically, surface water was used on lands west of S. Locust Grove Rd., which have since been sold to Mr. Thornton. All the irrigation use on Mr. Yamamoto's land relies exclusively on the groundwater resource from the points of diversion described on the attached transfer application.

963 S. Orchard Street Suite 206, Boise, ID 83705 • Tel. 208.701.2950 • Fax. 530.661.6806 • lsce.com

An application fee of $1,060 and a nature of use change fee of $250 for a total of $1,310 are also included. Thank you very much for your service in this matter. Please contact me with any questions.

Sincerely,

Patrick Kelly
Project Hydrogeologist

Attachment(s):

(1) Application for Transfer for Water Rights 63-3126, 63-3167, 63-7286, and 63-12009

LSCE