

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-35504

11/14/2023

Owner Type **Name and Address**
 Current Owner JAMES A EATON
 2403 STEWART RD
 KUNA, ID 83634-1439
 (208) 971-6407

Original Owner WARD STABLES
 C/O CONLEY E WARD PO BOX 2720
 BOISE, ID 83701
 (208) 342-6571

Priority Date: 5/1/1866

Basis: Decreed

Status: Active

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	11/15	0.410 CFS	
STOCKWATER	01/01	12/31	0.004 CFS	
	<u>Total Diversion</u>		0.410 CFS	

Source and Point(s) of Diversion:

BOISE RIVER L9(NWSW) Sec. 3, Twp 02N, Rge 03E, ADA County

Place Of Use:

STOCKWATER within ADA 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	
02N	01E	16									X	X							

IRRIGATION within ADA 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	
02N	01E	16									7.0	3.0							10.0

POU Total Acres: 10.0

Conditions of Approval:

1. S45 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

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-35504

11/14/2023

- 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.
- | | | |
|----|-----|---|
| 2. | 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. |
| 3. | C04 | Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code. |
| 4. | | This right is delivered via the New York Canal. |
| 5. | SD1 | This right originated as all or part of right no. 30 in the Stewart Decree and the historic Boise River Water Masters records. |
| 6. | | The actual total diversion rate is 0.414 cfs. |

Comments:

- | | | | |
|---|----------|------------|-----|
| 1 | jhersley | 11/14/2023 | POU |
|---|----------|------------|-----|
- Updated Shape
-
- | | | | |
|---|----------|------------|-------------|
| 2 | jhersley | 11/14/2023 | Split Right |
|---|----------|------------|-------------|
- This right is the result of split from 63-161BX DUE TO CHANGE IN OWNERSHIP.

Dates and Other Information:

Decreed Date: 7/19/2007
Civil Case Number: 39576
Judicial District: FIFTH
Water District Number: 63
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right
63-35504

01E



0 0.035 0.07 0.14 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  State Outline





IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

November 14, 2023

JAMES A EATON
2403 STEWART RD
KUNA ID 83634-1439

Re: Change in Water Right Ownership: 63-161 BX (Split into 63-161 BX and **63-35504**)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

c: WARD STABLES