

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-35609

8/15/2024

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	SAM H SMYER 28403 WAMSTAD RD PARMA, ID 83660 (208) 722-5713
Current Owner	BBB WINGSHOOTERS LLC 9307 W WRIGHT ST BOISE, ID 83709-4045 (208) 724-4947
Original Owner	R H STOCKTON PARMA, ID 83660
Previous Owner	ORVIL SMYER PARMA, ID 83660

Priority Date: 6/1/1894

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	0.070 CFS	
	<u>Total Diversion</u>		0.070 CFS	

Source and Point(s) of Diversion:

BOISE RIVER NESW

Sec. 22, Twp 05N, Rge 05W, CANYON County

Place Of Use:

IRRIGATION within CANYON 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	
05N	05W	8												9.6					9.6

POU Total Acres: 9.6

Conditions of Approval:

1. 183 Whenever it becomes necessary for the watermaster to deliver this right the

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following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

2. S49 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, 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.
3. Right is diverted at the Parma Ditch Company headgate and delivered by the Parma Ditch Company.
4. E55 Right Nos. 63-35608 and 63-35609 are limited to the irrigation of a combined total of 9.6 acres in a single irrigation season.
5. E52 The rights listed below are limited to a total combined diversion rate of 0.21 cfs. Combined Right Nos.: 63-35608 and 63-35609.
6. 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.
7. SD1 This right originated as all or part of right no. 125 in the Stewart Decree and the historic Boise River Water Masters records.

Comments:

1 jhersley 8/15/2024 POU
Updated Shape

2 jhersley 8/15/2024 Split Right
This right is the result of split from 63-32803 due to change in ownership to BBB Wingshooters.

Dates and Other Information:

Decreed Date: 1/30/2009
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 63

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Mitigation Plan: False

Combined Use Limits:

Rate

0.210

Volume

Acres

9.6

Water Rights

63-35608 ,63-35609

SubCase:

N/A

Water Supply Bank:

N/A