

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/14/2023

Water Right 37-481D
WR Report AFTER Ownership Change Split

Owner Type **Name and Address**
Current Owner ECCLES FLYING HAT RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CTY, UT 84111-1929
(801) 246-5329

Priority Date: 8/1/1882

Basis: Decreed

Status: Active

Source
BIG WOOD RIVER

Tributary
MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.330 CFS	
	<u>Total Diversion</u>		0.330 CFS	

Source and Point(s) of Diversion:

BIG WOOD RIVER	SESWNE	Sec. 16, Twp 02N, Rge 18E, BLAINE County
BIG WOOD RIVER	SENESE	Sec. 22, Twp 02N, Rge 18E, BLAINE County

Place Of Use:

IRRIGATION within BLAINE 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	18E	15												0.3			4.5		4.8
02N	18E	22	9.0	31.0	2.8	36.0	0.6								32.0				111.4
02N	18E	23							21.0		14.0	40.0	40.0	38.0			11.0	8.0	172.0
02N	18E	25						26.0	40.0	5.9	26.0	25.0	3.4	15.0					141.3
02N	18E	26	38.0	35.0	40.0	32.0	40.0	29.0		32.0									246.0

Right Acre Limit: 42.00
POU Total Acres: 675.5

Conditions of Approval:

1. X35 Rights 37-481D and 37-482J when combined shall not exceed the irrigation of 42.0 acres.
2. X35 Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 1.35 cfs, a total annual maximum diversion volume of 294.0 af at the field headgate, and the irrigation of 42.0 acres.
3. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 when applied by sprinkler system shall not exceed a maximum diversion rate of 0.84

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- cfs and 147.0 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 1.68 cfs and 294.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate.
4. 206 Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, and 37-7356 are limited to the irrigation of a specific 42.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 42.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the Department. Before changing the 42.0 acres to be irrigated within the 675.5 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above.
6. 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. 37.
7. R43 The right holder shall maintain 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(s).
8. 004 This right does not grant any right-of-way or easement across the land of another.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

- | | | | |
|---|----------|------------|-------------------|
| 1 | jcooper | 11/8/2011 | POD |
| Updated Shape | | | |
| 2 | jcooper | 12/22/2011 | POU |
| Updated Shape | | | |
| 3 | amerritt | 1/12/2012 | Transferred Right |
| This is now an approved transfer, transfer number = 74910 | | | |

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/14/2023

4	SNovak Updated Shape	10/24/2022	POU
5	SNovak Updated Shape	10/27/2022	POU
6	CParker Updated Shape	11/22/2022	POD
7	CParker Updated Shape	11/22/2022	POU
8	jbitzenburg Corrected the condition limiting the sprinkler system/surface application flow rate and volume to read 4172.0 af for surface application, per decree. Previously, the condition read 41720.0 af.	11/23/2022	Condition correction
9	jbitzenburg Updated Shape	12/29/2022	POU
10	jbitzenburg Split into 37-23401.	1/9/2023	Split Right
11	jbitzenburg Updated Shape	1/10/2023	POU
12	jbitzenburg Split into 37-23411.	1/26/2023	Split Right
13	jbitzenburg Updated Shape	2/1/2023	POU
14	jbitzenburg Split into 37-23427.	2/7/2023	Split Right
15	jbitzenburg Updated Shape	2/14/2023	POU

Dates and Other Information:

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37
Mitigation Plan: False

Combined Use Limits:

Rate

Volume

Acres

Water Rights

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/14/2023

1.350	294.0	42.0	37-482J ,37-481D
		42.0	37-482J ,37-483D ,37- 2713 ,37-7356 ,37-481D ,37-577BP

SubCase:

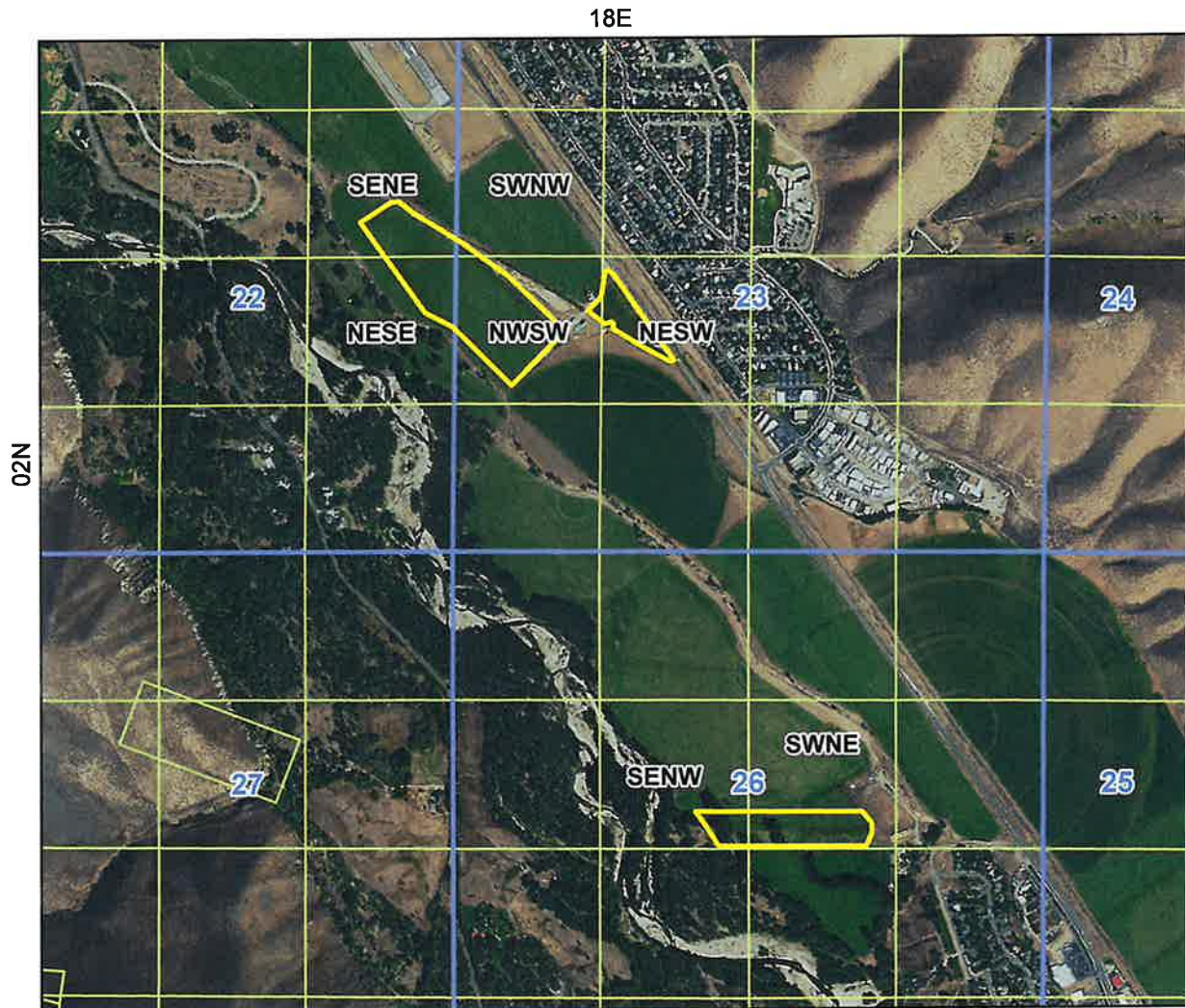
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

**Water Rights 37-2713, 37-7356, 37-481D, 37-482J, 37-483D,
& 37-577BP Map AFTER Ownership Change Split**



0 0.2 0.4 0.8 Miles

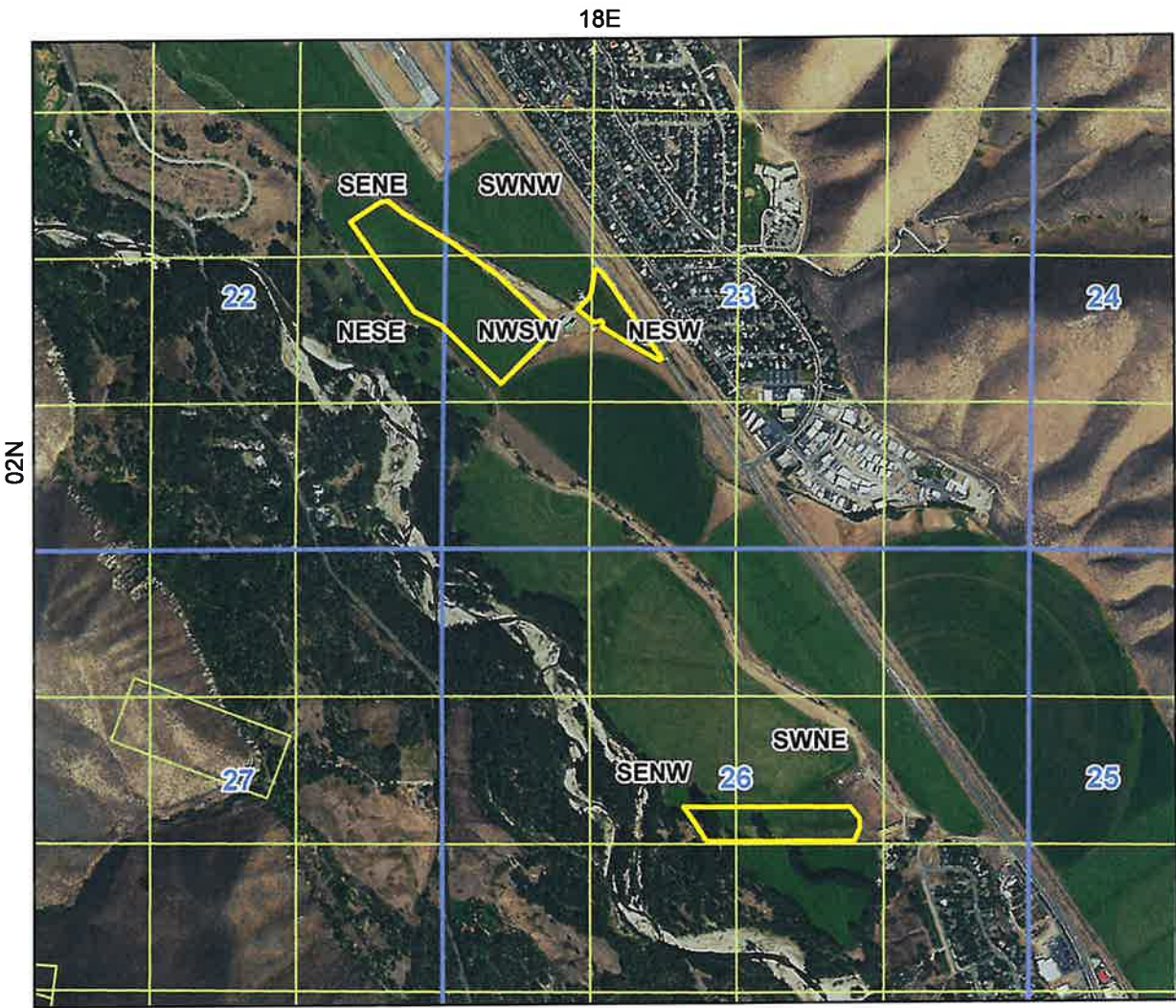
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



SCANNED
MAR 21 2023

State of Idaho
Department of Water Resources

Water Rights 37-2713, 37-7356, 37-481D, 37-482J, 37-483D,
& 37-577BP Map AFTER Ownership Change Split



0 0.2 0.4 0.8 Miles

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



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2/2/2023

Water Right 37-481D
WR Report BEFORE Ownership Change Split

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Current Owner ECCLES FLYING HAT RANCH LLC
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SALT LAKE CTY, UT 84111-1929
(801) 246-5329

Priority Date: 8/1/1882

Basis: Decreed

Status: Active

Source
BIG WOOD RIVER

Tributary
MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.400 CFS	
	<u>Total Diversion</u>		0.400 CFS	

Source and Point(s) of Diversion:

BIG WOOD RIVER	SESWNE	Sec. 16, Twp 02N, Rge 18E, BLAINE County
BIG WOOD RIVER	SENESE	Sec. 22, Twp 02N, Rge 18E, BLAINE County

Place Of Use:

IRRIGATION within BLAINE County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
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02N	18E	26	38.0	35.0	40.0	32.0	40.0	29.0		32.0									246.0

Right Acre Limit: 51.00
POU Total Acres: 675.5

Conditions of Approval:

1. X35 Rights 37-481D and 37-482J when combined shall not exceed the irrigation of 51.0 acres.
2. X35 Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-11975, 37-11976, 37-11978, 37-2713, and 37-7356 when combined shall not exceed a total diversion rate of 6.65 cfs, a total annual maximum diversion volume of 679.0 af at the field headgate, and the irrigation of 97.0 acres.
3. Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-11975, 37-11976, 37-11978, 37-2713, and 37-7356 when applied by sprinkler system shall not

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/2/2023

- exceed a maximum diversion rate of 1.94 cfs and 339.5 af at the field headgate, and when applied by surface application shall not exceed a maximum diversion rate of 3.88 cfs and 679.0 af at the field headgate. Any portion of these rights in excess of the maximum applied rates of diversion and volumes at the field headgate shall be limited to use for conveyance losses and shall not be diverted from the river unless required for the delivery of the applied rate of water to the field headgate.
4. 206 Rights 37-481D, 37-482J, 37-483D, 37-577BP, 37-2713, 37-7356, 37-11975, 37-11976, and 37-11978 are limited to the irrigation of a specific 97.0 acres within the 675.5 acre place of use in a single irrigation season. The specific 97.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right and are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the Department. Before changing the 97.0 acres to be irrigated within the 675.5 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
 5. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre when applied by sprinkler system and 7.0 afa per acre when applied by surface application at the field headgate for irrigation of the lands above.
 6. 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. 37.
 7. R43 The right holder shall maintain 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(s).
 8. 004 This right does not grant any right-of-way or easement across the land of another.
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 11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

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13	jbitzenburg Updated Shape	2/1/2023	POU

Dates and Other Information:

Decreed Date: 9/24/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 37
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
6.650	679.0	51.0 97.0	37-482J ,37-481D 37-482J ,37-483D ,37- 2713 ,37-7356 ,37- 11975 ,37-11976 ,37-

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/2/2023

11978 ,37-481D ,37-
577BP

SubCase:

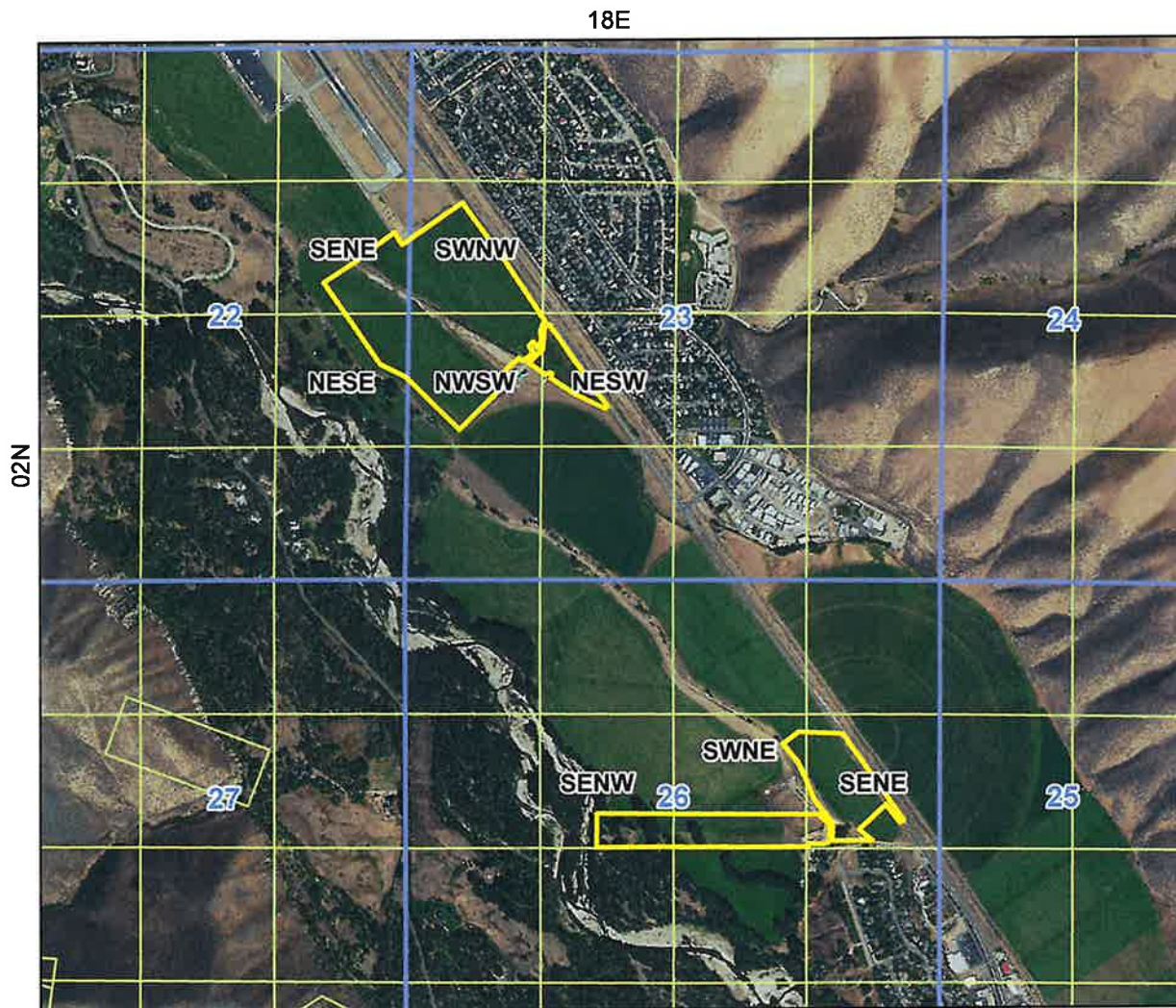
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources

**Water Rights 37-2713, 37-7356, 37-481D, 37-482J,
37-483D, 37-577BP, 37-11975, 37-11976, & 37-11978
Map BEFORE Ownership Change Split**



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MAR 21 2023