

State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 63-33741

RECEIVED

AUG 30 2023

DEPARTMENT OF
WATER RESOURCES

Priority: January 28, 2013

Maximum Diversion Rate: 2.22 CFS

The owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-33741

TONI WEBBER 12042 SE SUNNYSIDE RD # 3387 CLACKAMAS OR 97015-8382 AND/OR
JAMES WEBBER 5031 SE KELLY ST PORTLAND OR 97206

requests the permit be changed as follows:

Source: SOUTH BOISE DRAIN

Tributary: SNAKE RIVER

Beneficial Use

IRRIGATION

Period of Use

03/01 to 11/15

Rate of Diversion

2.22 CFS

Location of Point(s) of Diversion

SOUTH BOISE DRAIN SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Twp 05N, Rge 06W, B.M. CANYON County
SOUTH BOISE DRAIN SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, Twp 05N, Rge 06W, B.M. CANYON County

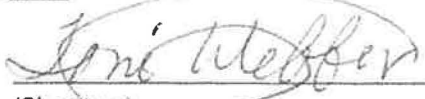
Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	06W	12											13.0	33.0					46.0
05N	06W	13					12.0	24.0	29.0										65.0

Total Acres: 111.0

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed this 25 day of August, 2023


(Signature)

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FOR DEPARTMENT USE ONLY

Preliminary check by KM Fee = \$100¹²⁵ Receipted by KM # C116978 Date 8-30-23

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 63-33741 with the following:

Conditions of Approval

1. 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. 63.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
6. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
7. This right does not grant any right-of-way or easement across the land of another.

This amendment is issued pursuant to the provisions of Idaho Code § 42-211.

Signed this 17th day of February, 2026.



PHILL HUMMER
Water Rights Supervisor

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POWER OF ATTORNEY

The undersigned holder(s) of Permit / Application No. 63-33741 of the Department of Water Resources of the State of Idaho hereby nominates Jordan M. Roeske, whose address is 702 W Idaho Street, Suite 1100, Boise, Idaho 83702 as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all matters pertaining to the above numbered permit or application. Such acts shall include, but not be limited to, the filing of application, receiving of all notices, the signing and filing of applications for extension of time and for amendments of said permits, and the submission of proofs of completion of works and beneficial use of water.

Dated this 8th day of August, 2023.



Toni Webber,
12042 SE Sunnyside Road, #387
Clackamas, Oregon 97015-8382

STATE OF Oregon)
)ss
County of Clackamas

On this 8th day of August, 2023, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.




Notary Public residing at

Clackamas, Oregon

My commission expires: 06/27/2025



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

July 28, 2023

TONI WEBBER
12042 SE SUNNYSIDE RD # 3387
CLACKAMAS OR 97015-8382 AND/OR

JAMES WEBBER
5031 SE KELLY ST
PORTLAND OR 97206

RE: Water Right Permit No. 63-33741

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit(s) referenced above prior to issuing water right license(s). By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit.

The examiner who verified your water use reported that certain elements of the permit(s) have been developed differently than described on your permit(s). Changes that do not increase the authorized use of water under the permit(s) can be requested and approved in accordance with Idaho Code § 42-211. Before license(s) can be issued, your permit(s) must be amended to depict your water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on your permit(s):

☒ Point(s) of Diversion

☐ Place(s) of Use

☐ Other

The enclosed Application for Amendment form(s) depicts the elements of the water right(s) as they will appear on the license(s) when issued. Please review the amendment form(s) carefully. If you concur with the information presented, please sign and return the form(s) with the filing fee of \$100.00 within fourteen (14) days.

If you have any questions, please call me at (208)287-4847.

Sincerely,

A handwritten signature in black ink, appearing to read 'Bob Howe', written over a horizontal line.

Bob Howe