Rev. 11/24

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JUL 16 2026
WATER RESOURCES
WESTERN REGION

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JUL 14 2026
DEPT. OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) Marquis Development Group LLC

Mailing Address 2448 S Globe Ln, Boise, ID 83716

Email* chomo@tealpointcustomhomes.com **Phone** 971-235-5882

Name of Representative (if any) HDR

Mailing Address 412 E Parkcenter Blvd, Ste 100, Boise, ID 83706

Email* lori.graves@hdrinc.com **Phone** 208-872-9519

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. Label documents as Attachment 1A.

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☑ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☐ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☐ **N/A. This application does not propose to change the place of use or nature or use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.**

Current Location of Irrigated Acres to be Changed Applicant's 71-acre portion of water right 63-32613

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	
4N	1E	15											0.7						0.7
													L5						
		16																2	2
																		L8	
		21	20			5													25
			L1																
		22					5	33.3	5										43.3
							L3	L4	L5										

Note: IDWR water right pou shape file excludes old river channel; IDWR backfile maps that the water right pou originated from per Transfer #70024 does not. Maps from Transfer #70024 are included in Attachment 1C.

Total Irrigated Acres to be Changed: 71

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be described on a transfer application. Identify the changes proposed in this application:

- ☐ Change point(s) of diversion
- ☐ Add point(s) of diversion
- ☑ Change nature of use
- ☑ Change place of use
- ☑ Change period of use
- ☑ Update water right ownership records

B. Proposed Changes. Describe the proposed changes in narrative form:

Applicant proposes changing the nature of use of 10 acres of applicant's 71-acre portion of water right 63-32613 to provide mitigation for evaporative losses from excavated ponds in a future residential subdivision development. A permissible place of use is proposed for applicant's remaining 61 acres. See Attachment 3B for additional information.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All	Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☐	☑	63-32613	1.22/274.5	Irrigation	3/1 to 11/15	Boise R./Snake R.
☐	☐		45 af	Aesthetic Storage	1/1 to 12/31	
☐	☐		0.20 cfs	Diversion to Storage	3/1 to 11/15	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 1.42 **cfs and/or** 45 **af.**

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☑ **N/A. This application does not propose to add or change any points of diversion.**

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ **N/A. This application does not propose to change the place of use.**

Proposed Place of Use X = pond area; see attached supplement for proposed irrigation permissible place of use

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	
4N	1E	15											X						
													L5						
		16																X	
																		L8	
		21	X																
			L1																
		22						X											
								L4											

Total Irrigated Acres: _____

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Point of Diversion/Place of Use Supplement

Attachment to: ☐ Application for Permit to Appropriate Water ☐ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU):

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1E	15											1.9						1.9
													L5						
		16																4.3	4.3
																		L8	
		21	22.8			0.8													23.6
			L1			L1													
			*0.7			0.3													1
						L8													
						*4.8													4.8
		22					6.6	30.6	5.3	0.1									42.6
							L3	L4	L5	L3									
							*1.8	*4.1	*2.6	*1.3									9.9

***88 acres

**If this supplemental sheet is for an Application for Transfer, insert this page into Part 1B of the application.

***Limited to 61 acres irrigation within an 88-acre ppu

*Accretion lands outside of GLO surveyed government lot boundary

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2. Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☑ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.

No diversion changes proposed.

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.

No diversion changes proposed.

3. Is the proposed point of diversion within a state water district? ☐ Yes. Water District # 63 . ☐ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☑ Yes. ☐ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

63-16115 for domestic use

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

63-16115 for domestic use

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☑ Yes. Identify the water right(s) to be used for the continued irrigation.
Applicant's portion of 63-32613 for irrigation of 61 acres.

☑ No. The place of use for the portion to be changed will no longer be irrigated. (Pond Area)

☐ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (http://et-idwr.idaho.gov)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (http://et-idwr.idaho.gov)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes	No	
☐	☑	currently leased to the Water Supply Bank? If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov). Label the Form as Attachment 4C-7.
☐	☑	currently used in a mitigation plan limiting the use of water under the right?
☐	☑	subject to an agreement not to divert (CREP)?
☐	☑	currently enrolled in a federal set-aside program (CRP)?

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

Existing diversion dam in the Boise River, ditches to the places of use.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of $250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

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 Representative*	Print Name and Title, if applicable	Date
Omar C Santana II	Omar C Santana II - Managing Member	7/10/26

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: $ 955.00 Receipt #: C127216 Date: 7-14-26 Receipted by: KW

Add'l Paid: $ _____ Receipt #: _____ Date: _____ Receipted by: _____

ATTACHMENT 2A

WATER RIGHT 63-32613

Close

Water Right Report : 63-32613(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	WILLIAMSON, BARBARA A	850 WILLIAMSON LN	EAGLE	ID	83616
Current Owner	WILLIAMSON, SYLVAN D	850 WILLIAMSON LN	EAGLE	ID	83616
Original Owner	SIMONSON, LOUISE			ZZ	

Water Right Status

Priority Date : 3/1/1865
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
BOISE RIVER		SNAKE RIVER	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
BOISE RIVER	04N	01E	22	6		SW	NE	ADA	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/01	11/15	3.13 CFS	703.30 AFA
TOTAL			3.13 CFS	703.30 AFA

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (ADA county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
04N	01E	15			NW	SW	1.0
04N	01E	15	5		SW	SW	8.0
04N	01E	15			SE	SW	10.0
04N	01E	16	8		NE	SE	9.0
04N	01E	16	7		NW	SE	1.0
04N	01E	16	7		SW	SE	6.0
04N	01E	16	8		SE	SE	10.5
04N	01E	21	1		NE	NE	22.5
04N	01E	21	2		NW	NE	3.0
04N	01E	21	2		SE	NE	5.0
04N	01E	22	3		NE	NW	27.0
04N	01E	22	4		NW	NW	33.3
04N	01E	22	5		SW	NW	5.0
04N	01E	22	6		SE	NW	15.0

Irrigation Totals

Total Acres	Acre Limit
156.30	

Conditions

Code	Condtions

S45	Diversion for irrigation under th er right prior to April 1 and after October 31 shall occur only as rized by the Water District 63 Water Master and only hen water is being released for flood control by the United States n 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 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.
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.
155	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.
	This right is a split from former right 63-31835 .
SD1	This right originated as all or part of right no. 8-C in the Stewart Decree and the historic Boise River Water Masters records.

Dates
Licensed Date :
Decreed Date : 5/14/2007
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 : 63
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
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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State of Idaho
Department of Water Resources

Water Right

63-32613

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.





0 0.07 0.15 0.3 0.45 0.6

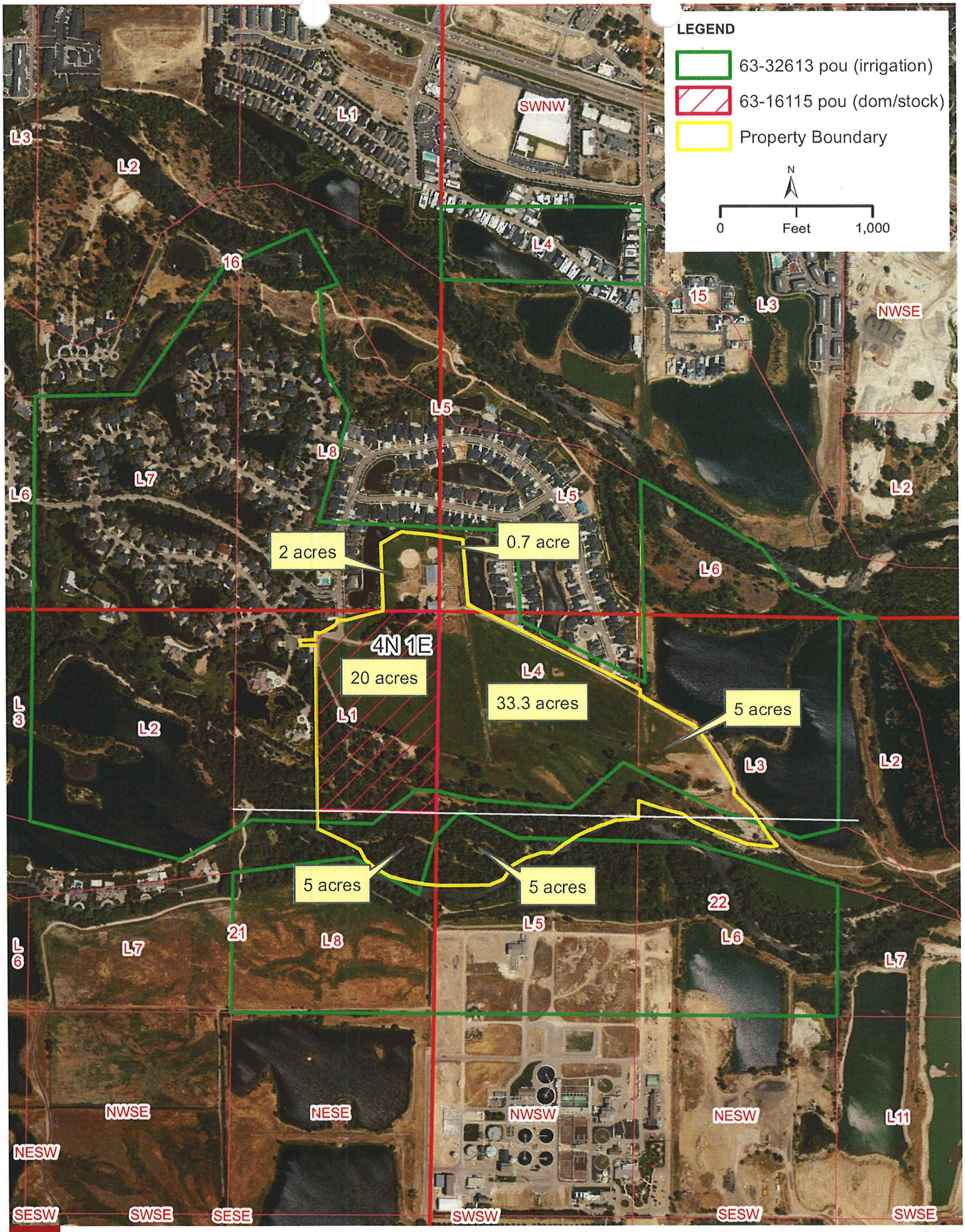
Miles

Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

N

Date created: 12/23/2025



WATER RIGHT OWNERSHIP CHANGE MAP

MARQUIS DEVELOPMENT GROUP

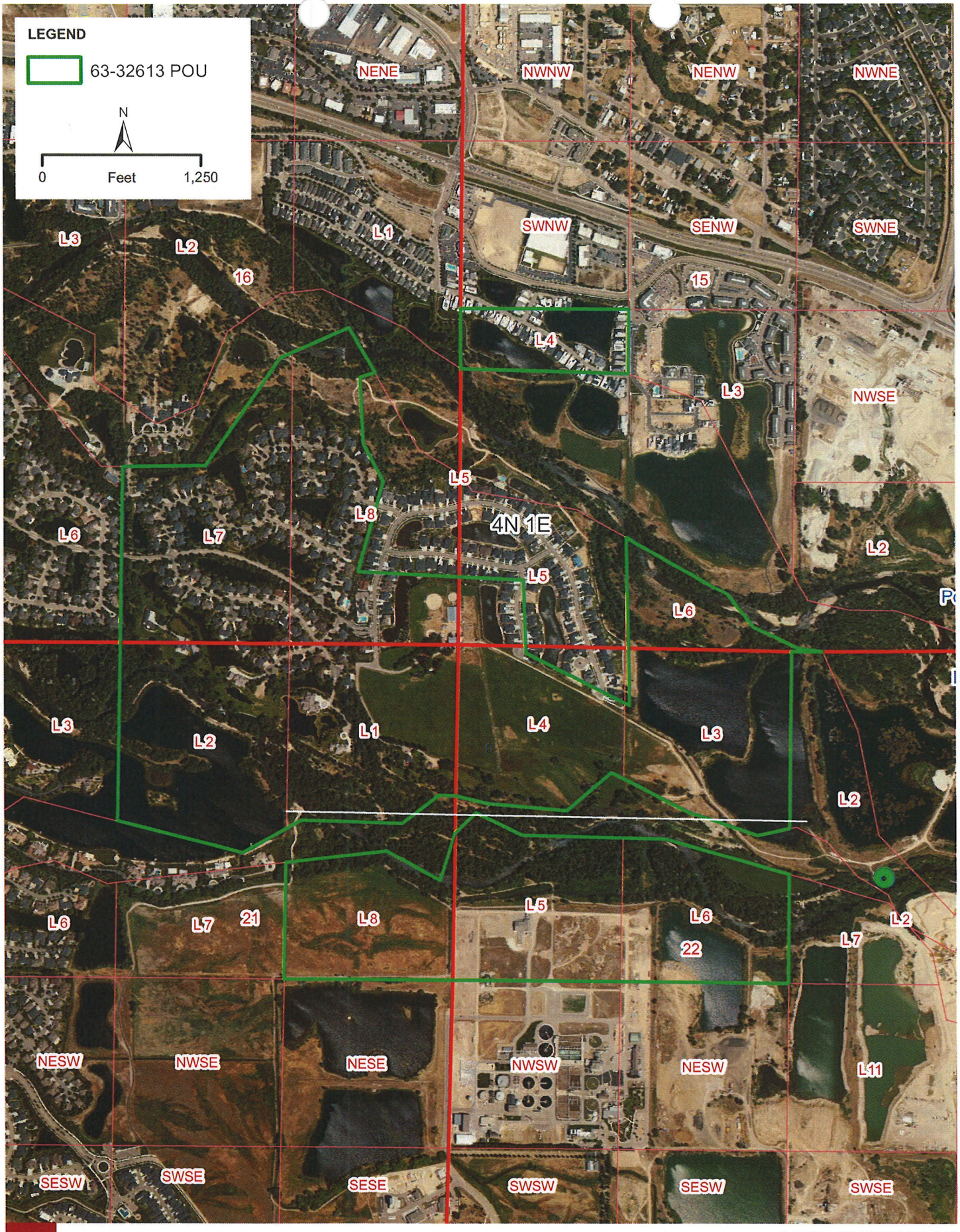
WILDERNEST RIVER SUBDIVISION

PATH: S:\PROJECTS\M THRU R PROJECTS\M PROJECTS\MARQUIS DEVELOPMENT GROUP\WILDERNEST RIVER POND WRS\GIS\ARCMAP_PROJECTS\OWNSHP CHGE MAP.MXD - USER: LGRAVES - DATE: 12/31/2025

PROJECT #10451745

ATTACHMENT 2B

MAP OF CURRENT SYSTEM



ATTACHMENT 2B

MAP OF CURRENT SYSTEM

MARQUIS DEVELOPMENT GROUP

PATH: S:\PROJECTS\M THRU R PROJECTS\M PROJECTS\MARQUIS DEVELOPMENT GROUP\WILDERNEST RIVER POND WRS\GIS\ARCMAP_PROJECTS\XFR MAP 2B.MXD - USER: LGRAVES - DATE: 2/5/2026

PROJECT #10451745

ATTACHMENT 3B

PROPOSED CHANGES

Transfer Part 3B

Narrative. Marquis Development Group LLC has proposed year around use of shallow ground water, considered tributary to the Boise River, for aesthetic storage uses under the accompanying application for permit.

Water Right 63-32613 appears appurtenant to Marquis lands but was withheld in the sale of the property. The owner of water right 63-32613 has recently deeded Marquis 71 acres of the right with each acre fully appropriated. Pasture grass has historically been irrigated on the 71 acres where the ponds are to be located. This transfer proposes changing the nature of use of a portion of applicant's 71 acres from irrigation to aesthetic storage to mitigate for evaporation resulting from the proposed ponds. Upon development, the property's remaining surface water will flow to one of the proposed ponds and subsequently pumped to a pressurized delivery system for irrigation use.

Consumptive Use Data & Proposed Mitigation. As shown in Transfer Attachment 3B2, the consumptive requirement and subsequent depletion rate to river flows required for shallow ponds and pasture grass, which is the historical crop grown on applicant's property, can be calculated based on the ET IDWR precipitation deficit tables for the Boise WSFO Airport climate station. The amount proposed for mitigation is based on a one to one ratio; 1 acre of irrigation for 1 acre of pond surface area. The calculations demonstrate that 10 acres of total pond surface area will annually evaporate 21.5 acre-feet, equivalent to the consumptive use associated with 7.3 acres of pasture grass. During the 60% Stewart Decree cut, 6.55 acres of pasture grass can sufficiently satisfy the ponds anticipated peak daily consumptive use requirement of 4.75 mm/day. As a result, 10 acres of applicant's portion of water right 63-32613 converted from irrigation to aesthetic use will more than adequately offset the consumptive use resulting from development of the ponds.

The Department's pond-loss calculation spreadsheets for pond evaporation and storage capacity submitted with the accompanying permit application further support the adequacy of the amount proposed for change to aesthetic storage.

WATER BALANCE AND CHANGES TO 63-32613

Boise WSFO Airport (NWS -- USC00101022)
Precipitation Deficit Requirements

Grass Pasture - high management															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season[a]	Non Growing Season[b]	Annual
Mean	mm/day												mm		
Monthly[c]	-0.23	0.05	0.58	3.16	4.25	5.87	6.67	4.85	2.83	1.21	-0.31	-0.61	897.49	-31.15	866.34

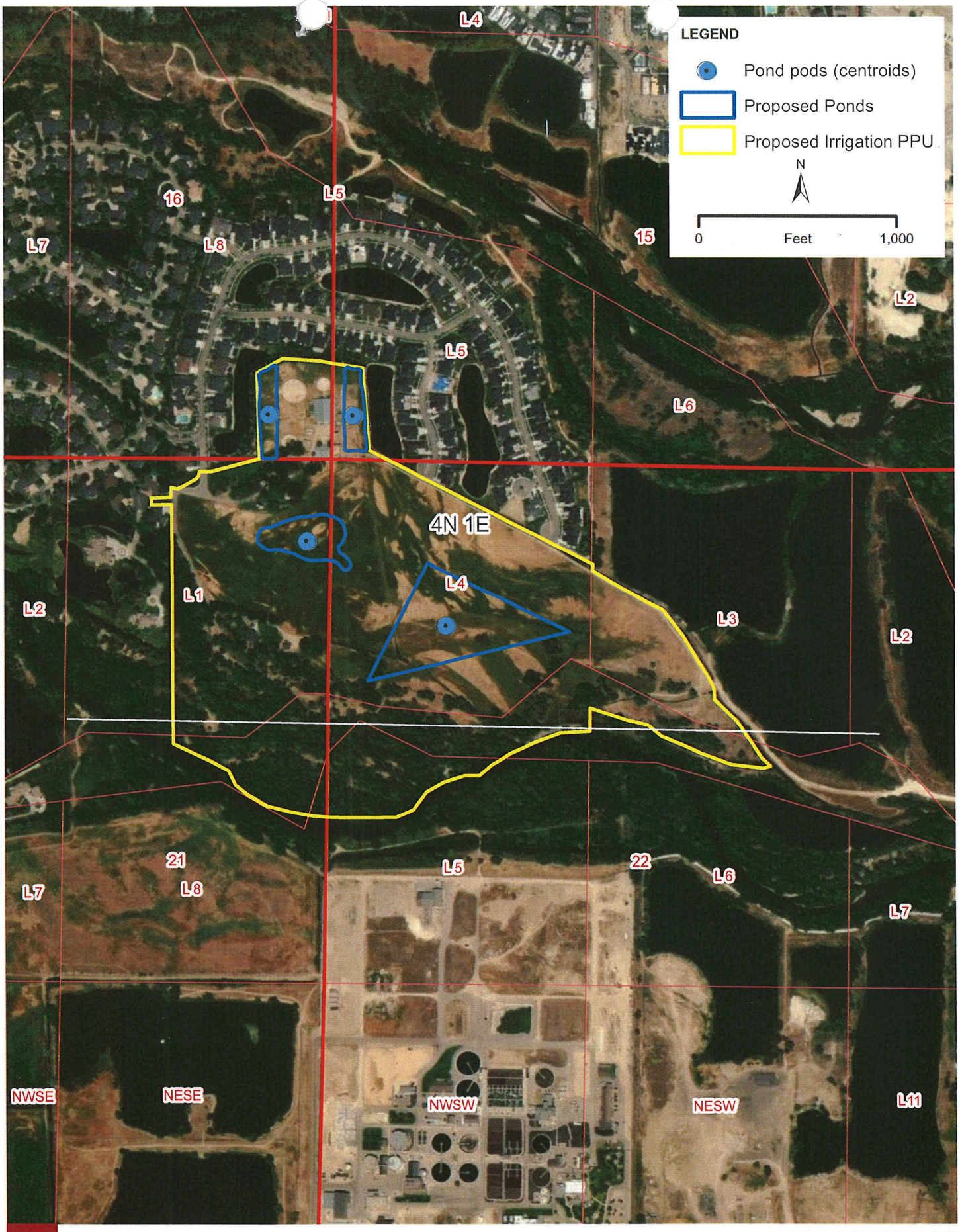
Open Water - shallow systems (ponds/streams)															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season[a]	Non Growing Season[b]	Annual
Mean	mm/day												mm		
Monthly[c]	-0.77	-0.01	0.7	1.88	2.48	3.89	4.75	3.83	2.64	1.25	-0.17	-1.02	593.89	0	593.89
days / month	31	28	31	30	31	30	31	31	30	31	30	31			365
mm / month			21.7	56.4	76.9	116.7	147.3	118.7	79.2	38.8					656

a	656	mm/yr, Net annual positive-month precipitation-deficit lake consumptive use (from above, open water, annual use)
b	2.15	ft/yr, Net annual precipitation-deficit pond consumptive use (b = a / 304.8)
c	10	acres, pond surface area (from pond permit application)
d	21.5	af/yr, total annual pond consumptive use (d = b x c) and **changed to aesthetic storage** by transfer
e	897.49	mm/yr, net annual precipitation-deficitgrass pasture consumptive use (from above, grass pasture, growing season)
f	2.94	ft/yr, Net annual precipitation-deficit grass pasture consumptive use (f = e / 304.8)
g	7.30	acres of grass pasture consumptive use required to offset pond consumptive use (g = d / f)
h	0.020	cfs/acre, the duty of water for water right 63-32613
i	0.146	cfs, quantity of irrigation component dedicated to diversion to storage (i = g x h)
k	4.75	mm/day, peak daily pond Pdef (July)
l	0.079	cfs, required to meet peak daily pond Pdef at 60% Stewart Decree flow reduction (l = k / 304.8 * c / 1.9835)
m	0.131	cfs, available when 100% flow delivered (m = l / 0.60)
n	6.55	acres of transfer water right associated with above 100% flow (n = m / h)
p	7.30	acres, greater of n & g, required to offset pond evaporation.
	10.00	acres, actual amount provided per transfer application

Changes to applicant's 71-acre portion of 63-32613			
	Pre-Transfer	Changed by Transfer	Post-Transfer
Irrigation, cfs	1.42	0.20	1.22
Aesthetic Storage, afa	0.00	81.0	81.0
Diversion to Storage, cfs	0.00	0.20	0.20
GW Recharge	0.00	0.00	0.00
Total, cfs	1.42		1.42
Acres, combined limit	71.0	10.0	61.0
Duty, combined limit, cfs/acre	0.02	0.02	0.02

ATTACHMENT 3C

MAP OF PROPOSED SYSTEM



ATTACHMENT 3C

MAP OF PROPOSED SYSTEM

MARQUIS DEVELOPMENT GROUP

PATH: S:\PROJECTS\M THRU R PROJECTS\M PROJECTS\MARQUIS DEVELOPMENT GROUP\WILDERNEST RIVER POND WRS\GIS\ARCMAP_PROJECTS\XFR MAP 3C.MXD - USER: LGRAVES - DATE: 2/5/2026

PROJECT #10451745

Close

Water Right Report : 63-16115(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	WILLIAMSON, BARBARA A	850 WILLIAMSON LN	EAGLE	ID	83616
Current Owner	WILLIAMSON, SYLVAN D	850 WILLIAMSON LN	EAGLE	ID	83616

Water Right Status

Priority Date : 5/1/1914
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	04N	01E	21	1		NE	NE	ADA	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	1/01	12/31	0.02 CFS	
DOMESTIC	1/01	12/31	0.08 CFS	
TOTAL			0.10 CFS	

Places of Use

Printable View | Paged View

Place of Use Legal Description : STOCKWATER (ADA county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
04N	01E	21	1		NE	NE	

Place of Use Legal Description : DOMESTIC (ADA county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
04N	01E	21	1		NE	NE	

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.
N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
	STOCKWATER, 20 RANGE CATTLE PARCEL NO. RP S0521110090

Dates

Licensed Date :
Decreed Date : 1/3/2000
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :

Other Information

State or Federal : S
Water District Number : TBD
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plantiff :

Close

Water Right Report : 63-32613(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	WILLIAMSON, BARBARA A	850 WILLIAMSON LN	EAGLE	ID	83616
Current Owner	WILLIAMSON, SYLVAN D	850 WILLIAMSON LN	EAGLE	ID	83616
Original Owner	SIMONSON, LOUISE			ZZ	

Water Right Status

Priority Date : 3/1/1865
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
BOISE RIVER		SNAKE RIVER	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
BOISE RIVER	04N	01E	22	6		SW	NE	ADA	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/01	11/15	3.13 CFS	703.30 AFA
TOTAL			3.13 CFS	703.30 AFA

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (ADA county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
04N	01E	15			NW	SW	1.0
04N	01E	15	5		SW	SW	8.0
04N	01E	15			SE	SW	10.0
04N	01E	16	8		NE	SE	9.0
04N	01E	16	7		NW	SE	1.0
04N	01E	16	7		SW	SE	6.0
04N	01E	16	8		SE	SE	10.5
04N	01E	21	1		NE	NE	22.5
04N	01E	21	2		NW	NE	3.0
04N	01E	21	2		SE	NE	5.0
04N	01E	22	3		NE	NW	27.0
04N	01E	22	4		NW	NW	33.3
04N	01E	22	5		SW	NW	5.0
04N	01E	22	6		SE	NW	15.0

Irrigation Totals

Total Acres	Acre Limit
156.30	

Conditions

Code	Condtions

S45	Diversion for irrigation under th er right prior to April 1 and after October 31 shall occur only as rized 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 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.
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.
155	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.
	This right is a split from former right 63-31835 .
SD1	This right originated as all or part of right no. 8-C in the Stewart Decree and the historic Boise River Water Masters records.

Dates
Licensed Date :
Decreed Date : 5/14/2007
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 : 63
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
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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State of Idaho
Department of Water Resources

Water Right

63-32613

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.





0 0.07 0.15 0.3 0.45 0.6

Miles

Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion

N

Date created: 12/23/2025

Split Analysis

Water Right Number: 63-32613
Diversion Rate: 3.13 CFS
Reviewer's Name: HDR
Date: 30-Dec-25

Acreage Analysis

					Parent	Children Acres									
Twp	Rng	Sec	Q-Q	Lot	63-32613	Marquis	Residual								
4N	1E	15	NWSW		1		1								
		15	SWSW	5	8	0.7	7.3								
		15	SESW		10		10								
		16	NESE	8	9		9								
		16	NWSE	7	1		1								
		16	SWSE	7	6		6								
		16	SESE	8	10.5	2	8.5								
		21	NENE	1	22.5	20	2.5								
		21	NWNE	2	3		3								
		21	SENE	*2	5	5									
		22	NENW	3	27	5	22								
		22	NWNW	4	33.3	33.3									
		22	SWNW	5	5	5									
		22	SENW	6	15		15								

*Should be Lot 8 rather than Lot 2 as listed on the water right

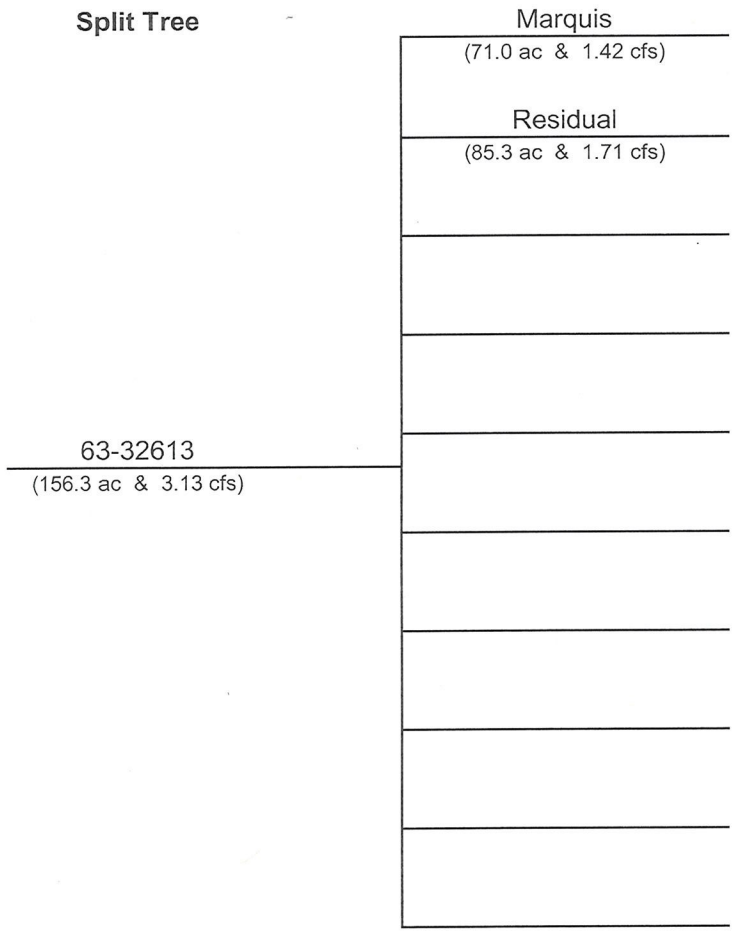
Water Right Number: 63-32613

Diversion Rate: 3.13 CFS

Reviewer's Name: HDR

Date: 30-Dec-25

Split Tree



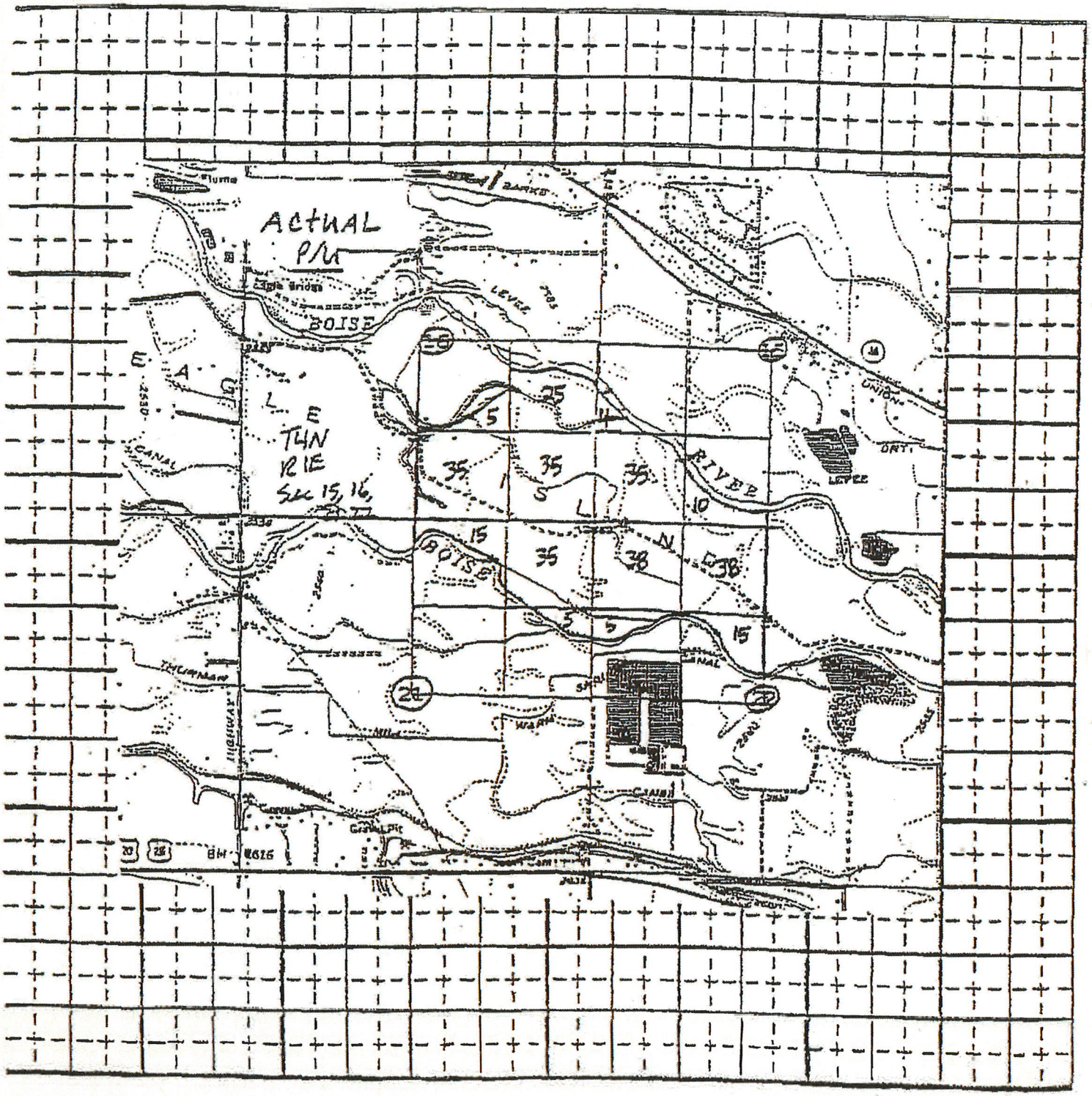
Summary

Right No:	Diversion Rate	Irrigated Acres	CFS / Acre
63-32613	3.13	156.3	0.020
Marquis	1.42	71	0.020
Residual	1.71	85.3	0.020

Transfer 70024 Map 1

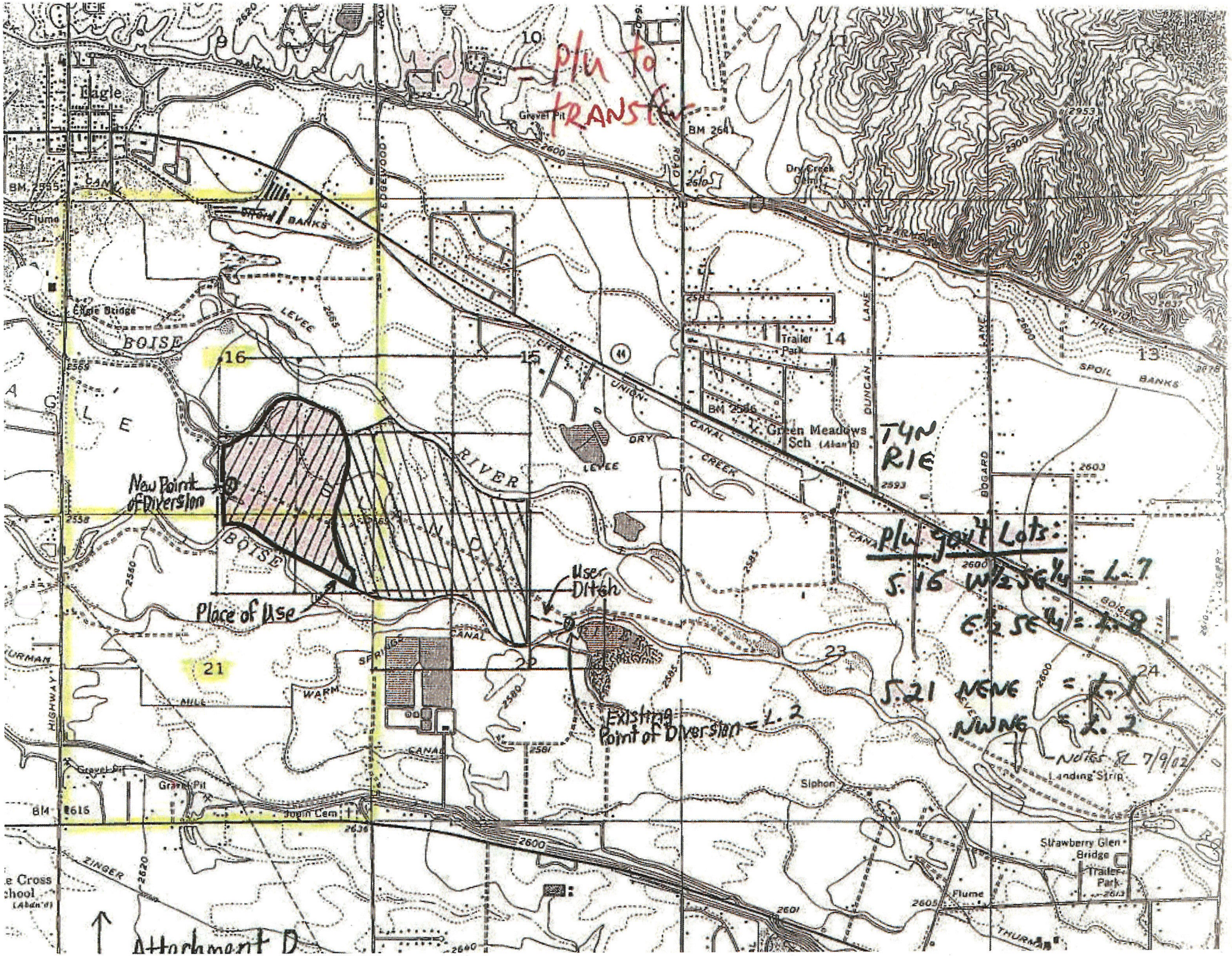
Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name _____ Idant No. _____

SCANNED



Transmittal / 00029 / Map 2

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 15, 2026

MARQUIS DEVELOPMENT GROUP LLC
2448 S GLOBE LN
BOISE, ID 83716-7244

RE: Transfer No. 90681
Water Right No(s). 63-32613

Dear Applicant(s):

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 10/21/2026 and 10/28/2026. 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,

Kira Weston

Kira Weston
Administrative Assistant

Kira Weston

From:	Kira Weston
Sent:	Thursday, October 15, 2026 11:40 AM
To:	daniel@wd63.org
Cc:	Western Advertising
Subject:	Application for Permit of 63-35854 & 63-35832 ,Application for Transfer No. 90680 & 90681
Attachments:	tmpD3A0.docx; tmp3AA6.docx; tmp6B62.docx; tmp55B7.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/wrapplicationresults/. Please review the application, then complete the enclosed recommendation form and return it to this office by November 9, 2026 of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation by November 9, 2026 from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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

Best,
Kira Weston

Administrative Assistant 1
IDWR | Western Region
P: (208) 605-4622

IDAHO DEPARTMENT OF
WATER RESOURCES

Kira Weston

From:	Kira Weston
Sent:	Thursday, October 15, 2026 11:01 AM
To:	legals@idahostatesman.com
Cc:	Western Advertising
Subject:	Legal Notice: Application for Permit No. 63-35832, 63-35850; Transfer No. 90681; Water Right No(s). 63-32613
Attachments:	Statesman Proof .docx

Please publish the enclosed legal notice in The Idaho Statesman on the dates indicated (once a week for two consecutive weekly issues in the printed edition). 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 11/9/2026. Your cooperation is appreciated.

Best,
Kira Weston

Administrative Assistant 1
IDWR | Western Region
P: (208) 605-4622

IDAHO DEPARTMENT OF
WATER RESOURCES

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
63-35832
VEOLIA WATER IDAHO INC
8248 W VICTORY RD
BOISE, ID 83709-4165
Point of Diversion L7 (SENE) S14 T03N R02E ADA County
Point of Diversion L8 (NWNE) S4 T02N R03E ADA County
Source BOISE RIVER Tributary SNAKE RIVER
Use: MUNICIPAL
03/01 to 11/15
3 CFS
Total Diversion:
3 CFS
Date Filed: 06-05-2026
Place of Use is located within Veolia Water Idaho Inc's service area.
Municipal use is for applicant's service area.
Mitigation is proposed for consumptive use.

63-35850
MARQUIS DEVELOPMENT GROUP LLC
2448 S GLOBE LN
BOISE, ID 83716-7244
Point of Diversion L5 (SWSW) S15 T04N R01E ADA County
Point of Diversion L8 (SESE) S16 T04N R01E ADA County
Point of Diversion L1 (NENE) S21 T04N R01E ADA County
Point of Diversion L4 (NWNW) S22 T04N R01E ADA County
Source GROUND WATER
Use: AESTHETIC STORAGE
01/01 to 12/31
102.2 AF
Total Diversion:
102.2 AF
Date Filed: 07-14-2026
Place Of Use: AESTHETIC STORAGE
T04N R01E S15 L5(SWSW)
T04N R01E S16 L8(SESE)
T04N R01E S21 L1(NENE)
T04N R01E S22 L4(NWNW)
Water bearing zone to be appropriated is from 0 to 20ft.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see https://research.idwr.idaho.gov/apps/waterrights/wrapplicationresults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application 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 11/9/2026. The protestant must also send a copy of the protest to the applicant.
MATHEW WEAVER, Director Published on 10/21/2026 and 10/28/2026

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 90681

MARQUIS DEVELOPMENT GROUP LLC, 2448 S GLOBE LN, BOISE, ID 83716-7244 has filed Application No. 90681 for changes to the following water rights within ADA County(s): Right No(s). 63-32613; 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 place of use for 61 acres of the above right as follows: 88 acre PPU in SWSW L5 Sec.15, SESE L8 Sec.16, NENE L1, NENE, SENE L1, SENE L8, SENE Sec.21, NENW L3, NWNW L4, SWNW L5, SENW L3, NENW, NWNW, SWNW, SENW Sec.22 of T04N R01E, southeast of highway 55 and highway 44. Irrigation of 10 acres from 03/01-11/15 proposed to be changed to aesthetic storage 01/01-12/31 for mitigation. 0.2cfs is to be used for diversion to storage 03/01-11/15.

For additional information concerning the property location, contact 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 Department 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 11/9/2026. The protestant must also send a copy of the protest to the applicant.
MATHEW WEAVER, Director Published on 10/21/2026 and 10/28/2026

MEMORANDUM

Date: September 16, 2026

To: Transfer 90681

From: Kate Englund

Re: Legal Notice Remarks

to change the place of use for 61 acres of the above right as follows: 88 acre PPU in SWSW L5 Sec.15, SESE L8 Sec.16, NENE L1, NENE, SENE L1, SENE L8, SENE Sec.21, NENW L3, NWNW L4, SWNW L5, SENW L3, NENW, NWNW, SWNW, SENW Sec.22 of T04N R01E, southeast of highway 55 and highway 44. Irrigation of 10 acres from 03/01-11/15 proposed to be changed to aesthetic storage 01/01-12/31 for mitigation. 0.2cfs is to be used for diversion to storage 03/01-11/15.