

34-00170

Ident. No. 34-00556 T# 4366

7/92

JUN 22 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

Department of Water Resources
Eastern District Office

(To change point of diversion, place of use or purpose of use)

RECEIVED

MAY 23 1994

Department of Water Resources

Name of applicant PU Ranch Phone 527-3133Post Office address 4500 Imperial Ave San Diego, CA 92113

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change purpose of use ☒ Other

2. Describe the proposed change(s) and the reason(s) therefor Flows of the Big Lost River are inadequate to fill these right(s) this year. This application is to allow the right(s) to be filled by changing the pt. of div. and pumping the aquifer from an existing well owned by PU Ranch.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount	Nature	Period of Use
				to
<u>34-00170</u>	<u>05/01/1886</u>	<u>1.2 cfs</u>	<u>irrigation</u>	<u>05-01</u> to <u>10-15</u>
<u>34-00556</u>	<u>05/01/1886</u>	<u>2.8 cfs</u>	<u>irrigation</u>	<u>05-01</u> to <u>10-15</u>
				to

2. Total amount of water being transferred 4.0 cubic feet/second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	NW	21	05N	26E	Butte	PU Ranch Well or (Moss Well)

5. Lands Irrigated or Place(s) of Use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	25E	02									33	33	33	33					132
03N	25E	03															33	33	66
03N	25E	10	33	33															66

Total acres 264

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Claim No. 34-00170

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	05/01 to 10/15	1.20 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BIG LOST RIVER	SINKS

Priority: 05/01/1886

LOCATION OF POINT(S) OF DIVERSION: NWSESE , Sec. 4, Township 05N, Range 26E
BUTTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	25E	2	NESW 33	NWSW 33	SWSW 33	
			SESW 33			132
		3	SWSE 33	SESE 33		66
		10	NENE 33	NWNE 33		66
Total number of acres irrigated:						264

CONDITIONS/REMARKS:

1. THIS RIGHT INCLUDES AN EXPANSION IN IRRIGATED ACRES PURSUANT TO IDAHO CODE 42-1416(1).
2. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO IDAHO CODE 42-1416A.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.
4. WATER IS DELIVERED THROUGH THE MOORE CANAL TO CROSSOVER DITCH TO TIMBERDOME CANAL.
5. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.90 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 660 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 264 ACRES IN A SINGLE IRRIGATION SEASON.
6. COMBINED RIGHT NOS.: 34-00556, 34-02332 AND 34-07079.

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Claim No. 34-00556

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	05/01 to 10/15	2.80 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BIG LOST RIVER	SINKS

Priority: 05/01/1886

LOCATION OF POINT(S) OF DIVERSION: NWSESE , Sec. 4, Township 05N, Range 26E
BUTTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	25E	2	NESW 33	NWSW 33	SWSW 33	132
			SESW 33			66
		3	SWSE 33	SESE 33		66
		10	NENE 33	NWNE 33		66
			Total number of acres irrigated:			264

CONDITIONS/REMARKS:

1. THIS RIGHT INCLUDES AN EXPANSION IN IRRIGATED ACRES PURSUANT TO IDAHO CODE 42-1416(1).
2. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO IDAHO CODE 42-1416A.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.
4. WATER IS DELIVERED THROUGH THE MOORE CANAL TO THE CROSSOVER DITCH TO THE TIMBERDOME CANAL.
5. USE OF THIS RIGHT WITH RIGHT NO. 34-00170 AND OTHER RIGHTS LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.9 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 660 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 264 ACRES IN A SINGLE IRRIGATION SEASON.

6. General Information:

- a. Who owns the water right to be changed? PU Ranch
- b. Describe the arrangement allowing use of the right -same owner-
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this application:
-no change in place of use being sought-
These lands will receive a full supply of irrigation water and produce a crop.
- d. Has the water right sought to be transferred been used this year? No If yes, explain. _____
- e. Absent the changes, how would the right be used for the remainder of the year? The watermaster has projected that no supply of water would be available from the Big Lost River.
- f. Describe other water rights used for the same purpose.
Irrigation of the 264 acres are accomplished by the combined use of the following
- g. Remarks: rights: 34-00170, 34-00556, 34-02332, and 34-07079

I hereby assume all risk in accordance with House Bill No. 4 and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.

PU Ranch by Tony Bailey
Tony Bailey (Signature of applicant) for PU Ranch

FOR DEPARTMENT USE ONLY

Received by _____ Date 5-23-94 Fee \$50
Received J. Wyatt # 6030347 Recommend: approve deny
Watermaster recommendation Conversation Memo 5-24-94-OK

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. 4366.
And said application is hereby approved, subject to the following limitations and conditions:

1. This approval expires November 1, 1994 and thereafter the right reverts to the use existing prior to the temporary change.
2. Subject to Conditions of Approval Nos 3-8 (See attached Sheet)

Witness my hand this 15TH day of JUNE, 1994.

Norman C. Young
Norman C. Young, Administrator

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CONDITIONS OF APPROVAL

TEMPORARY TRANSFER NO. 4366
WATER RIGHT NO(S). 34-00170/34-00556

CONDITIONS/REMARKS:

3. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
4. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. For water distribution purposes, Rules 45 and 50 of the Temporary Water Distribution Rules for Water District 34 shall apply to these water rights and these water rights shall be considered groundwater rights at all times May 1, 1886 priority water rights are not being filled from the Moore Diversion of the Big Lost River.
7. This approval is granted pursuant to 42-222A, Idaho Code, which requires the recipient of an approved temporary change assume all risk that the diversion and use of water pursuant to the temporary change may cause injury to other water rights, that the change constitutes an enlargement in use of the original right, that the use is not consistent with the conservation of water resources within the State of Idaho and that such use is not in the local public interest.
8. Use of combined Right Nos. 34-00170, 34-00556, 34-02332 and 34-07079 is limited to a total combined diversion rate of 6.90 cfs, a total combined annual diversion volume of 924.0 af, a total combined annual consumptive use volume of 660 af, and to the irrigation of a combined total of 264 acres in a single irrigation season.