

T5092 BABNEAU

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5092
WATER RIGHT NO. 34-02477J

RECEIVED
SEP 16 1997
Department of Water Resources
Eastern Region

This is to certify that: **RONALD BABNEAU**
LORI BABNEAU
4316 HOUSTON RD
MACKAY ID 83251

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	*0.05 CFS	8.8 AF

SOURCE

GROUNDWATER

Priority: 06/13/1966

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 2, Township 06N, Range 24E
CUSTER 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>
06N	24E	2	SESE	2.5		2.5
Total number of acres irrigated:						2.5

CONDITIONS OF APPROVAL AND REMARKS

1. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
3. A measuring device and lockable controlling works of a type approved by this 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 .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

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6. 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this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- *8. Right Nos. 34-02477A, 34-02477B, 34-02477G, 34-02477H, 34-02477J, 34-12363A and 34-12363B when combined shall not exceed a total combined diversion rate of 10.02 cfs.

Dated this 11th day of September, 1997.


Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE NO. 34-02477

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 5092

DATE: September 9, 1997



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Transfer No. 5092 changes the point of diversion under SRBA Right No. R34-02477J, a portion of 34-02477C as recommended in the SRBA Basin 34 Director's Report. Ownership splits have occurred since the original recommendation and Part J is the portion affected under this transfer.

Diversion volume was adjusted to the recommended (Part C) and standard 3.5 af per acre; $2.5 \text{ acres} \times 3.5 \text{ afa} = 8.8 \text{ afa}$. The new point of diversion is an existing well under 34-10088.

Recommended conditions include watermaster control, measuring device/lockable controlling works, irrigation overlap, combined limit and standard transfer conditions.