

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82757**

This is to certify that: E MARK TAYLOR AND/OR
RUBY TAYLOR
PO BOX 257
IONA, ID 83427

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
34-14038	WR/DECREED	5/14/1977	0.160 cfs	28.3 af	N/A	8.1	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
34-14039	WR/DECREED	5/14/1977	0.290 cfs	53.2 af		15.2	GROUND WATER
34-14086	WR/DECREED	5/14/1977	1.870 cfs	338.8 af		96.8	GROUND WATER
34-14426	WR/DECREED	5/14/1977	0.150 cfs	26.3 af		7.5	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
34-14038	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
34-14038	34-14038	0.160 cfs	28.3 af	N/A	8.1	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.160 cfs	28.3 af	N/A	8.1		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 82757

IN FILE # 34-14038

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 82757

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 17th day of December, 2018.


Water Resources Program Manager



WATER RIGHT NO. 34-14038**As Modified by Transfer No. 82757**

In accordance with the approval of Transfer No. 82757, Water Right No. 34-14038 is now described as follows:

Right Holder: E MARK TAYLOR AND
RUBY TAYLOR
PO BOX 257
IONA, ID 83427

Priority Date: 5/14/1977

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/15

To

to 10/15

Diversion Rate

0.160 cfs

0.160 cfs

Diversion Volume

28.3 af

28.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NENE

Sec 24 Twp 06N Rge 25E CUSTER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	24	7.6	0.5															8.1

POU Total Acres: 8.1

CONDITIONS OF APPROVAL

1. Right 34-14038 and the appurtenant share of rights 34-126 and 34-127 when combined shall not exceed a total diversion rate of 0.16 cfs, a total annual maximum diversion volume of 28.3 af at the field headgate, and the irrigation of 8.1 acres.
2. Use of water under this right may 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. 34.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. Prior to the diversion and use of water under Transfer approval 82757, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

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WATER RIGHT NO. 34-14038

As Modified by Transfer No. 82757

CONDITIONS OF APPROVAL

5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
6. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. Point of diversion is located within Lot A, Big Lost River Subdivision.
9. Place of use is located within Lot A, Big Lost River Subdivision.
10. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-14039

As Modified by Transfer No. 82757

In accordance with the approval of Transfer No. 82757, Water Right No. 34-14039 is now described as follows:

Right Holder: ALEXANDER CRAIG CREEK
656 11TH ST
IDAHO FALLS, ID 83404-5060

Priority Date: 5/14/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/15	0.290 cfs	53.2 af
			0.290 cfs	53.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENE Sec 24 Twp 06N Rge 25E CUSTER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	24	15.2																15.2

POU Total Acres: 15.2

CONDITIONS OF APPROVAL

1. Right 34-14039 and the appurtenant share of rights 34-126 and 34-127 when combined shall not exceed a total diversion rate of 0.29 cfs, a total annual maximum diversion volume of 53.2 af at the field headgate, and the irrigation of 15.2 acres.
2. The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. The water right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
4. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.

Transfer No. 82757

WATER RIGHT NO. 34-14039
As Modified by Transfer No. 82757

CONDITIONS OF APPROVAL

5. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 34-14086**As Modified by Transfer No. 82757**

In accordance with the approval of Transfer No. 82757, Water Right No. 34-14086 is now described as follows:

Right Holder: ESTATE OF KAREN HARNEY
750 BAILEY RD
MADISON, NC 27025

Priority Date: 5/14/1977

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/15

To

to 10/15

Diversion Rate

1.870 cfs

1.870 cfs

Diversion Volume

338.8 af

338.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SENE

Sec 24 Twp 06N Rge 25E CUSTER 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	
06N	25E	24	12.2	4.5		13.6													30.3
06N	26E	19						27.5	39.0										66.5

POU Total Acres: 96.8

CONDITIONS OF APPROVAL

1. Right 34-14086 and the appurtenant share of rights 34-126 and 34-127 when combined shall not exceed a total diversion rate of 1.87 cfs, a total annual maximum diversion volume of 338.8 af at the field headgate, and the irrigation of 96.8 acres.
2. The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. The water right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
4. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.

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WATER RIGHT NO. 34-14086

As Modified by Transfer No. 82757

CONDITIONS OF APPROVAL

5. 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.



WATER RIGHT NO. 34-14426

As Modified by Transfer No. 82757

In accordance with the approval of Transfer No. 82757, Water Right No. 34-14426 is now described as follows:

Right Holder: MARSHALL JENSEN
CHRISTY JENSEN
811 W 100 S
BLACKFOOT, ID 83221

Priority Date: 5/14/1977

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/15

to

To

10/15

Diversion Rate

0.150 cfs

0.150 cfs

Diversion Volume

26.3 af

26.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SENE

Sec 24 Twp 06N Rge 25E CUSTER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	26E	19						7.5											7.5

POU Total Acres:

7.5

CONDITIONS OF APPROVAL

1. Right 34-14426 and the appurtenant share of rights 34-126 and 34-127 when combined shall not exceed a total diversion rate of 0.15 cfs, a total annual maximum diversion volume of 26.3 af at the field headgate, and the irrigation of 7.5 acres.
2. The water right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
3. The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
4. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.

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WATER RIGHT NO. 34-14426
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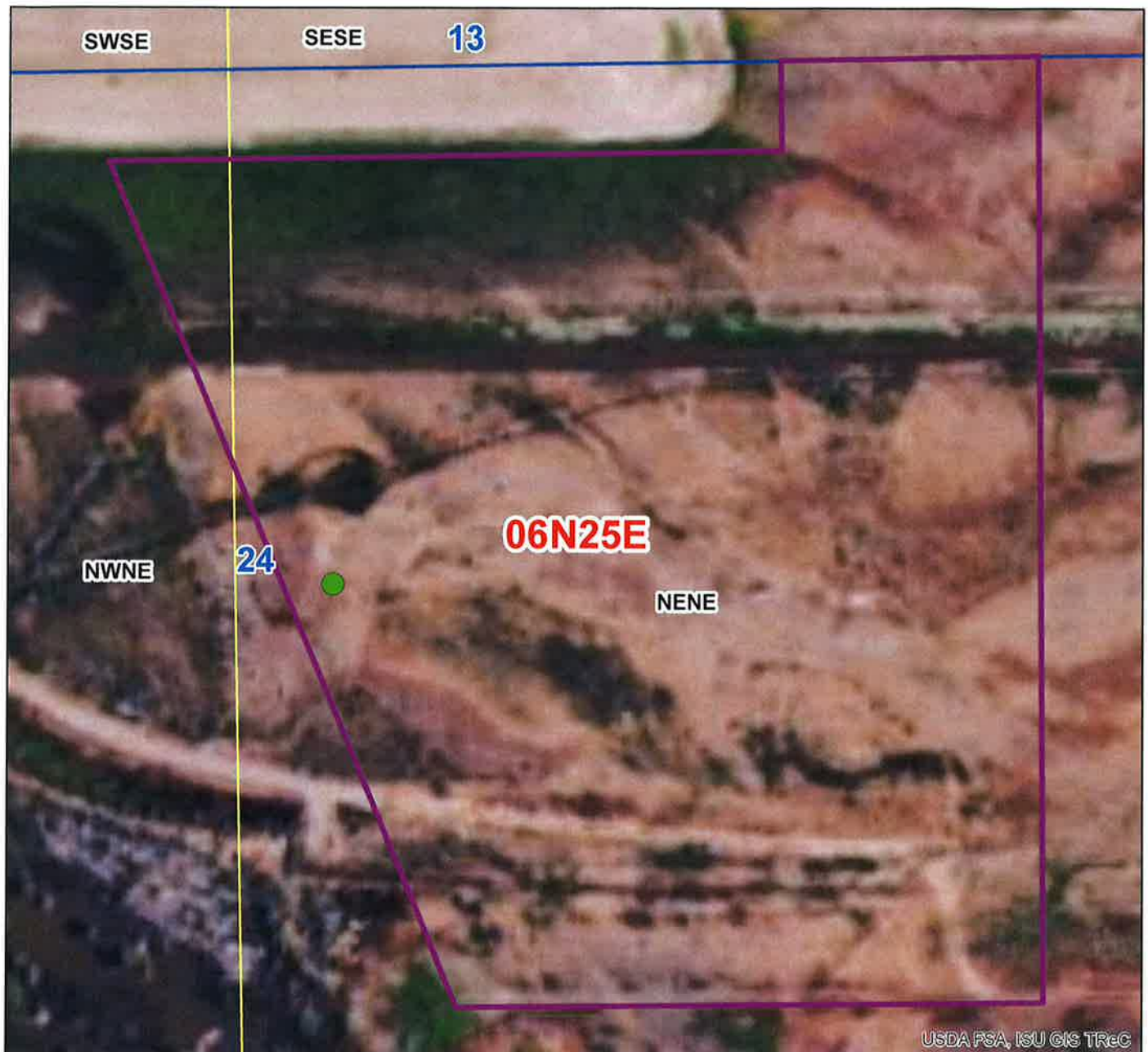
CONDITIONS OF APPROVAL

5. 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.



Attachment to Transfer Approval 82757

This map depicts the IRRIGATION place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.

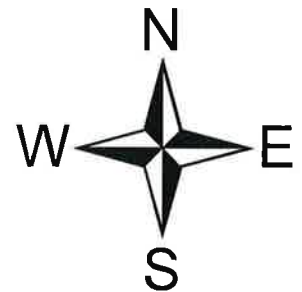


Legend

- Water Right POD
- Water Right POU
- Township/Range
- Sections
- QQ

0 70 140 280 Feet

1 inch = 114 feet



Date: 12/17/2018