

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80595

This is to certify that: JAMES MC DONALD AND
JESSICA MC DONALD
8 N 3900 E
RIGBY, ID 83442

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

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
34-10795	WR/DECREED	4/1/1977	0.090 cfs	N/A	N/A	33.0	GROUND WATER
34-2438	WR/DECREED	9/13/1961	0.570 cfs	N/A	28.5	33.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
34-10795	NO	YES	NO	NO	NO	NO
34-2438	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
34-10795	34-10795	0.090 cfs	15.8 af	N/A	33.0	N/A	N/A	N/A	N/A	N/A
34-2438	34-2438	0.570 cfs	99.8 af	28.5	33.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.570 cfs	115.5 af	33.0	33.0		N/A	N/A	N/A	N/A

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 29th day of January, 2016.


for Chief, Water Allocation Bureau

Transfer No. 80595

SUPPORT DATA
IN FILE # 34-2438

WATER RIGHT NO. 34-10795
As Modified by Transfer No. 80595

In accordance with the approval of Transfer No. 80595, Water Right No. 34-10795 is now described as follows:

Right Holder: JAMES MC DONALD AND
 JESSICA MC DONALD
 8 N 3900 E
 RIGBY, ID 83442

Priority Date: 4/1/1977

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 0.090 cfs
 0.090 cfs

Diversion Volume
 15.8 af
 15.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENE Sec 30 Twp 06N Rge 26E 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	30	33.0																33.0

POU Total Acres: 33.0

CONDITIONS OF APPROVAL

1. Rights 34-2438 and 34-10795 when combined shall not exceed a total diversion rate of 0.57 cfs and a total annual maximum diversion volume of 115.5 af at the field headgate.
2. Rights 34-282C, 34-452E, 34-2438, and 34-10795 when combined shall not exceed a total diversion rate of 0.83 cfs and the irrigation of 33 acres.
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. 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. 34.
5. Prior to diversion and use of water under Transfer approval 80595, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

Transfer No. 80595

WATER RIGHT NO. 34-10795
As Modified by Transfer No. 80595

CONDITIONS OF APPROVAL

6. 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.
7. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
8. This right is based upon an enlargement of Right No. 34-2438 pursuant to Section 42-1426, Idaho Code.
9. This right is for an enlargement of 4.5 acres within the place of use described for this right.
10. The following rights are diverted through point(s) of diversion described above: 34-2438 and 34-10795.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 34-2438
As Modified by Transfer No. 80595

In accordance with the approval of Transfer No. 80595, Water Right No. 34-2438 is now described as follows:

Right Holder: JAMES MC DONALD And
 JESSICA MC DONALD
 8 N 3900 E
 RIGBY, ID 83442

Priority Date: 9/13/1961

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
 0.570 cfs
 0.570 cfs

Diversion Volume
 99.8 af
 99.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENE Sec 30 Twp 06N Rge 26E 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	30	33.0																33.0
Right Acre Limit:			28.5																
POU Total Acres:			33.0																

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-2438 and 34-10795 when combined shall not exceed a total diversion rate of 0.57 cfs and a total annual maximum diversion volume of 115.5 af at the field headgate.
3. Rights 34-282C, 34-452E, 34-2438, and 34-10795 when combined shall not exceed a total diversion rate of 0.83 cfs and the irrigation of 33 acres.
4. 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.
5. 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. 34.

Transfer No. 80595

WATER RIGHT NO. 34-2438
As Modified by Transfer No. 80595

CONDITIONS OF APPROVAL

6. Prior to diversion and use of water under Transfer approval 80595, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
7. 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.
8. Right No. 34-10795 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
9. The following rights are diverted through point(s) of diversion described above: 34-2438 and 34-10795.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code 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 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.