

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-16949

WATER RIGHT NUMBER: 36-16949

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LYNN J BABINGTON 2825 S 1050 E HAGERMAN, ID 83332 (208) 837-4860
Current Owner	KATHY L BABINGTON 2825 S 1050 E HAGERMAN, ID 83332 (208) 837-4860
Original Owner	CHARLES P JOHNSON RT 1 BOX 271 HAGERMAN, ID 83332 (208)837-6264
Original Owner	AIMEE A JOHNSON RT 1 BOX 271 HAGERMAN, ID 83332 (208)837-6264
Previous Owner	FADIA NANCY RICE LIVING TRUST 507 RICHARDSON LN GLEN DORA, CA 91741 (909) 971-0059

Priority Date: 04/01/1886

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	BILLINGSLEY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	02/15 to 11/30	0.050 CFS	
DOMESTIC	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.050 CFS	

Location of Point(s) of Diversion

SPRING	NE1/4NE1/4NW1/4	Sec. 31, Twp 07S, Rge 14E, B.M.
GOODING County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	14E	31																	1.5
								1.5											
								L 1											

Total Acres: 1.5

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DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
07S	14E	31	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
								X											
								L 1											

Conditions of Approval:

1. SOURCE IS ALSO KNOWN AS SPRING CREEK.
RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
OTHER RIGHT NOS.: 36-00123A, 36-16949, 36-00123B, 36-00123C, 36-00123D, 36-00123G, 36-00123H & 36-00123J.
2. N10 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.31 CFS. COMBINED RIGHT NOS.: 36-00123A, 36-16949, 36-00123B, 36-00123C, 36-00123D, 36-00123G, 36-00123H & 36-00123J.
4. 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.
5. N12 THE QUANTITY OF WATER RIGHTS 36-123F AND 36-16949 FOR DOMESTIC USE SHALL NOT EXCEED A COMBINED TOTAL OF 13,000 GALLONS PER DAY.

Remarks:Comments:

1. BEDKE 1/2/1991 SCC-STAFF REVIEW
Comment:

2. WORSTELL 8/7/1992 COPIED FROM REMARKS
Comment: LAWN & FRUIT TREES ARE WATERED FROM PIPE THAT SUPPLIES HOME SO ARE INCLUDED UNDER DOMESTIC USE. PIPELINE FROM SPRING SPLITS TO SUPPLY SEVERAL OTHER USERS. WE BOUGHT 14.5" OF WATER WITH OUR LAND IN 1978. | ***DWR NOTE*** THIS CLAIM WAS ORIGINALLY FILED UNDER A36-00123A. THIS NUMBER HAS ALREADY BEEN USED SO THE NEW NUMBER FOR THIS CLAIM IS A36-00123F AND THE RECEIPT HAS BEEN CHANGED ALSO.

3. SCLELLAN 12/11/1997 REFORMAT UPDATE
Comment: REFORMAT UPDATE

4. AJU10-DS 12/21/1999 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

5. kwalker 4/18/2002 8:52:08 AM Water Right
Comment: This water right record was updated by decree record from old rightid 125185 to new RightID 421116

6. chahn 1/19/2010 1:34:06 PM POD
Comment: PODID 501583 correlated from SpatialDataID 133177 to SpatialDataID 133177

7. chahn 1/19/2010 1:34:06 PM POD
Comment: PODID 501583 correlated from SpatialDataID 133177 to SpatialDataID 133177

8. tfawcett 8/29/2012 split right
Comment: This right was split from 36-123F pursuant to a request from the Babingtons. Gooding county is requiring a split of the property and water right prior to approving a building permit for a second home on the same parcel.

9. tfawcett 8/29/2012 12:28:20 PM POU
Comment: Updated Shape