

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76167

This is to certify that: KAREN PLACE BROUSSARD
4485 OLD LOOP RD
MACKAY ID 83251
(208)588-2333

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
34-14089	WR/Decreed	04/22/1884	0.08 cfs	N/A	4.4	6.0	BIG LOST RIVER
34-14091	WR/Decreed	06/01/1894	0.13 cfs	N/A	N/A	6.0	BIG LOST RIVER

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>
34-14089	NO	YES	YES	NO	NO	YES
34-14091	NO	YES	YES	NO	NO	YES

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>
34-14089	34-14089	0.08 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
34-14091	34-14091	0.13 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.21 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 29 day of January, 2010

for Ernest Carlson
Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 34-14089

WATER RIGHT NO. 34-14089
As Modified by Transfer No. 76167

In accordance with the approval of Transfer No. 76167, Water Right No. 34-14089 is now described as follows.

Right Holder: KAREN PLACE BROUSSARD
 4485 OLD LOOP RD
 MACKAY ID 83251

Priority Date: April 22, 1884

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

GROUND WATER
 RECHARGE

From

05/01 to 10/15

To

Diversion Rate

0.08 CFS

0.08 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER

NWSESE

Sec. 12 Twp 07N Rge 23E CUSTER County

PLACE OF USE:

GROUND WATER RECHARGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
07N	24E	17	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
														X					

CONDITIONS OF APPROVAL

1. Rights 34-14089 and 34-14091 mitigate for the depletion of water resulting from the diversion and use of water under Right 34-14101.
2. Ground water recharge is accomplished by diverting water under this right into an infiltration pit that allows water to percolate into the underlying aquifer. To prevent the unauthorized above ground storage of water, the amount of water diverted and used for recharge under this right shall not exceed the actual infiltration capacity.
3. 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.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 76167, the right holder shall install and maintain acceptable measuring device at the point of injection into the infiltration pit used for ground water recharge, in accordance with Department specifications to determine the amount of water injected annually and shall report the information to the Department by December 31 each year.
6. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

WATER RIGHT NO. 34-14089
As Modified by Transfer No. 76167

CONDITIONS OF APPROVAL

7. The period of use for ground water recharge described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
8. This right does not grant any right-of-way or easement across the land of another.
9. Water is delivered through the Sharp Ditch.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

This water right 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.

Dated this 29 day of January, 20 10

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 34-14091
As Modified by Transfer No. 76167

In accordance with the approval of Transfer No. 76167, Water Right No. 34-14091 is now described as follows.

Right Holder: KAREN PLACE BROUSSARD
 4485 OLD LOOP RD
 MACKAY ID 83251

Priority Date: June 01, 1894

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

GROUND WATER
 RECHARGE

From

05/01 to 10/15

To

Diversion Rate

0.13 CFS

0.13 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER NWSESE Sec. 12 Twp 07N Rge 23E CUSTER County

PLACE OF USE: GROUND WATER RECHARGE

Twp	Rge	Sec	NE	NW	SW	SE	Totals
07N	24E	17					

CONDITIONS OF APPROVAL

1. Rights 34-14089 and 34-14091 mitigate for the depletion of water resulting from the diversion and use of water under Right 34-14101.
2. Ground water recharge is accomplished by diverting water under this right into an infiltration pit that allows water to percolate into the underlying aquifer. To prevent the unauthorized above ground storage of water, the amount of water diverted and used for recharge under this right shall not exceed the actual infiltration capacity.
3. 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.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 76167, the right holder shall install and maintain acceptable measuring device at the point of injection into the infiltration pit used for ground water recharge, in accordance with Department specifications to determine the amount of water injected annually and shall report the information to the Department by December 31 each year.
6. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

WATER RIGHT NO. 34-14091
As Modified by Transfer No. 76167

CONDITIONS OF APPROVAL

7. The period of use for ground water recharge described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
8. This right does not grant any right-of-way or easement across the land of another.
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Dated this 29 day of January, 2010

Ernest Carlson
for: Chief, Water Allocation Bureau