

AMENDEDTransfer No. 76058
Receipt No. S031140

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

1. Applicant Information JOHN R LE MOYNE
901A GRIDLEY ISLAND
HAGERMAN ID 83332
(208)837-4887

And

MARGARET A LE MOYNE
901A GRIDLEY ISLAND
HAGERMAN ID 83332
(208)837-4887

RECEIVED**DEC 08 2009**DEPT. OF WATER RESOURCES
SOUTHERN REGION

Will this transfer result in an ownership change? No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
2-10037	AJC/Beneficial Use	0.12			4.0	SNAKE RIVER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
2-10037	NO	YES	YES	YES	NO	NO

Describe the reason for the proposed changes

The transfer adds a second pump site to the Snake River right that serves the property so the two pumps can be used together for maximum irrigation efficiency, and corrects the legal description of the existing pump to where it actually is in lieu of filing an objection to the SRBA recommendation. The place of use is being reduced to reflect current and future irrigated practices. Margaret LeMoyne is deceased; John LeMoyne is the personal representative of her estate, which still owns some of this property. If the transfer is approved, the Riley Creek water right that also covers this property will be relinquished. The amended application adds a third pump site for maximum efficiency of system operation.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

B. Describe the effects on other water uses resulting from the proposed change

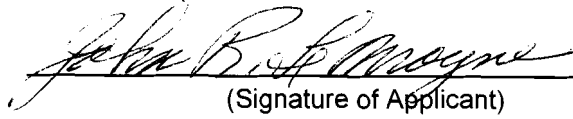
5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
2-10037	0.12 cfs		3.3	
TOTAL	0.12 cfs		3.3	

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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.


(Signature of Applicant)

owner
(Title or Office)

Signed this 8 day of Dec., 2009.

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 2-10037

Priority Date: May 01, 1883
Origin: Adjudication Recommendation
Basis: Beneficial Use
Status: Active

Source: SNAKE RIVER **Tributary:** COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/01 11/15	0.12 CFS		
	Total Diversion	0.12 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER L11 (NWNWSE) Sec. 1 Twp 08S Rge 13E GOODING County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08S 13E 1									1.0						3.0		4.0
									L 11						L 11		

Total Acres: 4

Conditions/Remarks:

1. 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.
2. USE OF THIS RIGHT WITH RIGHT NO. 36-00055AB IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4.0 ACRES IN A SINGLE IRRIGATION SEASON.
3. THE AMOUNT DIVERTED UNDER THIS RIGHT SHALL BE LIMITED TO THE AMOUNT OF WATER AVAILABLE UNDER THE PRIORITY OF THIS RIGHT FROM RILEY CREEK AT THE ORIGINAL POINT OF DIVERSION IN NENWSE, LOT 7, S01, T08S, R13E.
4. USE OF THIS RIGHT WITH RIGHT NO. 36-00055AB IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.12 CFS.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

The pou is being changed to reflect current and future irrigation practices; some recommended land will not be irrigated, and some land not recommended will be irrigated.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 2-10037

Priority Date: May 01, 1883
Origin: Adjudication
Recommendation
Basis: Beneficial Use
Status: Active

Source: SNAKE RIVER **Tributary:** COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/01 11/15	0.12 CFS		
	Total Diversion	0.12 CFS		

Source and Point(s) of Diversion:

SNAKE RIVER	L11 (NENESW)	Sec. 1	Twp 08S	Rge 13E	GOODING County
SNAKE RIVER	L11 (NENESW)	Sec. 1	Twp 08S	Rge 13E	GOODING County
SNAKE RIVER	L11 (NENESW)	Sec. 1	Twp 08S	Rge 13E	GOODING County

Describe the proposed diversion system

Point of Diversion # 1 Pump to be installed, pipeline to sprinklers
Point of Diversion # 2 Existing pump, pipeline to sprinklers
Point of Diversion # 3 New pump to be installed, pipeline to sprinklers.

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	
08S	13E	1																	
											2.5					.8			
											L 11					L 11			

Total Acres: 3.3



New Pump

T76058 LeMoyne

NE/SW

New Pump

NW/SE

Existing Pump