

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-289

WATER RIGHT NUMBER: 34-289

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LORI P BABNEAU 4316 HOUSTON RD MACKAY, ID 83251 (208)588-2582
Directors Report Owner	LORI P FARMER 4316 HOUSTON RD MACKAY, ID 83251 (208)588-2582
Original Owner	US DEPT OF AGRICULTURE FARMERS HOME ADMINISTRATION 9173 W BARNES STE B BOISE, ID 83709-1555 (208)378-5650
Original Owner	ANNIE FLORENCE GUTHRIE , ID
Current Owner	RONALD E BABNEAU 4316 HOUSTON RD MACKAY, ID 83251 (208)588-2582

Priority Date: 03/10/1894

Basis: Decreed

Status: PARENT

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/01 to 10/15	3.200 CFS	
<u>Total Diversion:</u>		3.200 CFS	

Location of Point(s) of Diversion

BIG LOST RIVER	SE1/4NW1/4NW1/4	Sec. 34, Twp 07N, Rge 24E, B.M.
CUSTER 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	
06N	25E	4	38.0	39.0															77.0
			L 1	L 2															
07N	25E	33															39.0	36.0	75.0

Total Acres: 152

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-289

Conditions of Approval:

1. WATER IS DELIVERED THROUGH BURNETT DITCH.
2. S34 THE PERIOD OF USE FOR IRRIGATION 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.
3. 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.
4. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.00 CFS.
COMBINED RIGHT NOS.: 34-02273 AND 34-02492.
5. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 152 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-02273 AND 34-02492.

Comments:

1. DCARLSON 5/12/1992 COPIED FROM REMARKS

Comment: ITEM 5 WATER IS DIVERTED FROM THE UPPER BURNETT DITCH IN THE NW1/4 NE1/4 SECTION 33, T 7N R 25E BM INTO A PRIVATE DITCH WHICH TRANSPORTS THE WATER TO THE SUBJECT PROPERTY TO BE PUMPED INTO SPRINKLER SYSTEM.

2. DCARLSON 10/2/1996 REFORMATTED/FLAG ADDED

Comment: POD IS A C03 CHANGE

3. AJU10-DS 6/9/2000 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

4. narave 12/27/2007 POU Updated

Comment: POU updated pursuant to ownership change, to properly reflect the Legal description as recorded on the decree.

5. narave 12/27/2007 POU

Comment: Updated Shape

6. Ownership Change 1/2/2008 12:16:19 PM Split Right

Comment: Split into 34-13934 and 34-13935.

Dates and Other Information:

Licensed Date:

Decreed Date: 6/4/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

Water District Number: 34

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
4		152

Combined Water Rights: 34-2273 , 34-2492 , 34-289