

05/03/2002

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-2560B

NAME AND ADDRESS: REID E BENNETT  
18566 S MARSH VALLEY RD  
DOWNEY ID 83234

SOURCE: MARSH CREEK  
WIREGRASS SPRINGS  
TRIBUTARY: PORTNEUF RIVER  
TRIBUTARY: MARSH CREEK  
POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM MARSH CREEK.

QUANTITY: 4.8 AFY  
FACILITY VOLUME 24 AF.

PRIORITY DATE: 05/10/1942

POINT OF DIVERSION:

T11S R36E S2 SESE Rediversion Within BANNOCK County  
T11S R36E S11 NENE Injection Within BANNOCK County  
T11S R36E S12 SWSNW Within BANNOCK County

*Rediversion  
Injection*

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u>   | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-------------------------|----------------------|-----------------|
| IRRIGATION STORAGE      | 01/01 12/31          | 4.80 AFY        |
| IRRIGATION FROM STORAGE | 04/01 10/31          | 4.80 AFY        |

PLACE OF USE: IRRIGATION STORAGE Within BANNOCK County

T11S R36E S02 NESE 14.0 T11S R36E S02 SESE 39.0

IRRIGATION FROM STORAGE Within BANNOCK County

T11S R36E S02 NESE 14.0 T11S R36E S02 SESE 39.0

53 ~~50~~ ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 53 ACRES IN A SINGLE IRRIGATION  
SEASON. COMBINED RIGHT NOS.: 29-04462, 29-02560B

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: License

*source wiregrass res.*

*water ~~is~~ diverter at the dam*

*and (1) goes in ditches to East side of Marsh Crk.*

*(2) goes across Marsh Crk in pipeline to  
ditches on West Side of Marsh Crk*

Water Right 29-2560B

*(3) dumps into Marsh Crk and ~~the~~ rediverted  
by pump in Marsh Crk (29-4462)*

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 29-2560

WATER RIGHT NUMBER: 29-2560

|                   |                            |
|-------------------|----------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>    |
| Current Owner     | MARSH CENTER IRRIGATION CO |
|                   | ARIMO, ID 83214            |

Priority Date: 05/10/1942

Basis: License

Status: Active

|                   |                  |
|-------------------|------------------|
| <u>Source</u>     | <u>Tributary</u> |
| WIREFRASS SPRINGS | MARSH CREEK      |

|                         |                         |                       |                      |
|-------------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u>   | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION STORAGE      | / to /                  |                       | 24.00 AF             |
| IRRIGATION FROM STORAGE | / to /                  |                       | 24.00 AF             |
|                         | <u>Total Diversion:</u> |                       | 24.00 AF             |

Location of Point(s) of Diversion

|                   |            |                                 |
|-------------------|------------|---------------------------------|
| WIREFRASS SPRINGS | SE1/4NW1/4 | Sec. 12, Twp 11S, Rge 36E, B.M. |
| BANNOCK County    |            |                                 |

Place of Use

IRRIGATION FROM STORAGE

| Twp | Rge | Sec | NE   |    |      |      | NW  |    |     |      | SW   |     |    |      | SE |    |      |    | Totals |
|-----|-----|-----|------|----|------|------|-----|----|-----|------|------|-----|----|------|----|----|------|----|--------|
|     |     |     | NE   | NW | SW   | SE   | NE  | NW | SW  | SE   | NE   | NW  | SW | SE   | NE | NW | SW   | SE |        |
| 10S | 36E | 36  | 10.0 |    | 30.0 | 40.0 | 5.0 |    | 5.0 | 30.0 |      |     |    |      |    |    |      |    | 120.0  |
| 11S | 36E | 1   |      |    |      |      |     |    |     |      | 10.0 | 5.0 |    |      |    |    |      |    | 15.0   |
| 11S | 36E | 2   |      |    | 4.0  |      |     |    |     |      |      |     |    | 26.0 |    |    | 34.0 |    | 64.0   |
| 11S | 36E | 11  | 10.0 |    |      |      |     |    |     |      |      |     |    |      |    |    |      |    | 10.0   |

Total Acres: 209

IRRIGATION STORAGE same as IRRIGATION FROM STORAGEConditions of Approval:Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report 29-2560

Comments:

Dates and Other Information:

Licensed Date: 8/21/1979  
Decreed Date:  
Water Supply Bank Enrollment Accepted:  
Water Supply Bank Enrollment Removed:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
Formal Action Date:  
State or Federal:  
Owner Name Connector:  
Water District Number: 29H  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Decree Defendant:  
Decree Plaintiff:  
Civil Case Number:  
Judicial District:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False