

12/08/2010

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

RIGHT NUMBER: 35-2670D

NAME AND ADDRESS: DALE C MURDOCK
1048 W HWY 39
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

QUANTITY: 1.910 CFS
334.000 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/22/1961

POINT OF DIVERSION:

T02S R34E S32 NESW Within BINGHAM County

T02S R34E S32 SWSE Lot 2 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.910 CFS 334.00 AFY

PLACE OF USE: IRRIGATION in BINGHAM County

T02S R34E S32	SENE	17.80	T02S R34E S32	NESW	38.00
T02S R34E S32	NWSE	38.00	T02S R34E S32 Lot 2 SWSE		1.70

95.5 ACRES TOTAL

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: BASIS OF CLAIM - License

12/08/2010

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

Prior to diversion of water under this right, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Use of this right is combined with water from Peoples Canal & Irrigation Co.

Right No. 35-2670C is also diverted through the point of diversion described above as lot 2 of section 32, T2S R34E.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.



IDAHO DEPARTMENT OF WATER RESOURCES

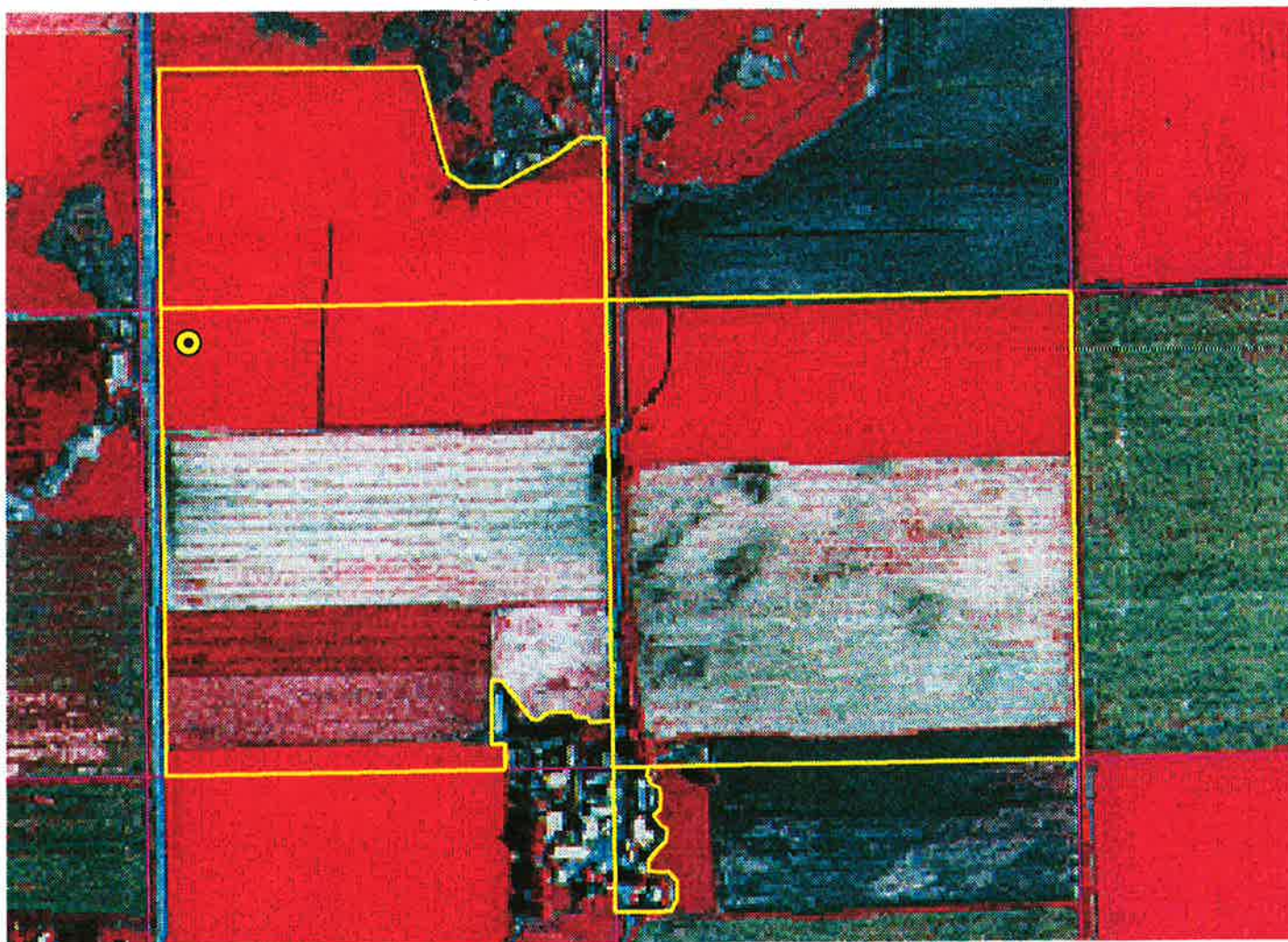
Eastern Region

CLAIMANT: Dale Murdock

WATER RIGHT:
35-02670D

POINTS OF DIVERSION:
T2S, R34E, Sec. 32
NWNESW

LOCATION: T2S, R34E,
Sec. 32 SENW,
NESW, NWSE



400 0 400 800 1200 1600 2000 2400 2800 Feet



POINT OF DIVERSION



PLACE OF USE



SECTION LINES



QUARTER-QUARTER LINES

POU ID # - 569
POD ID # - 418



GIS Place of use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: April 1998



IDAHO DEPARTMENT OF WATER RESOURCES

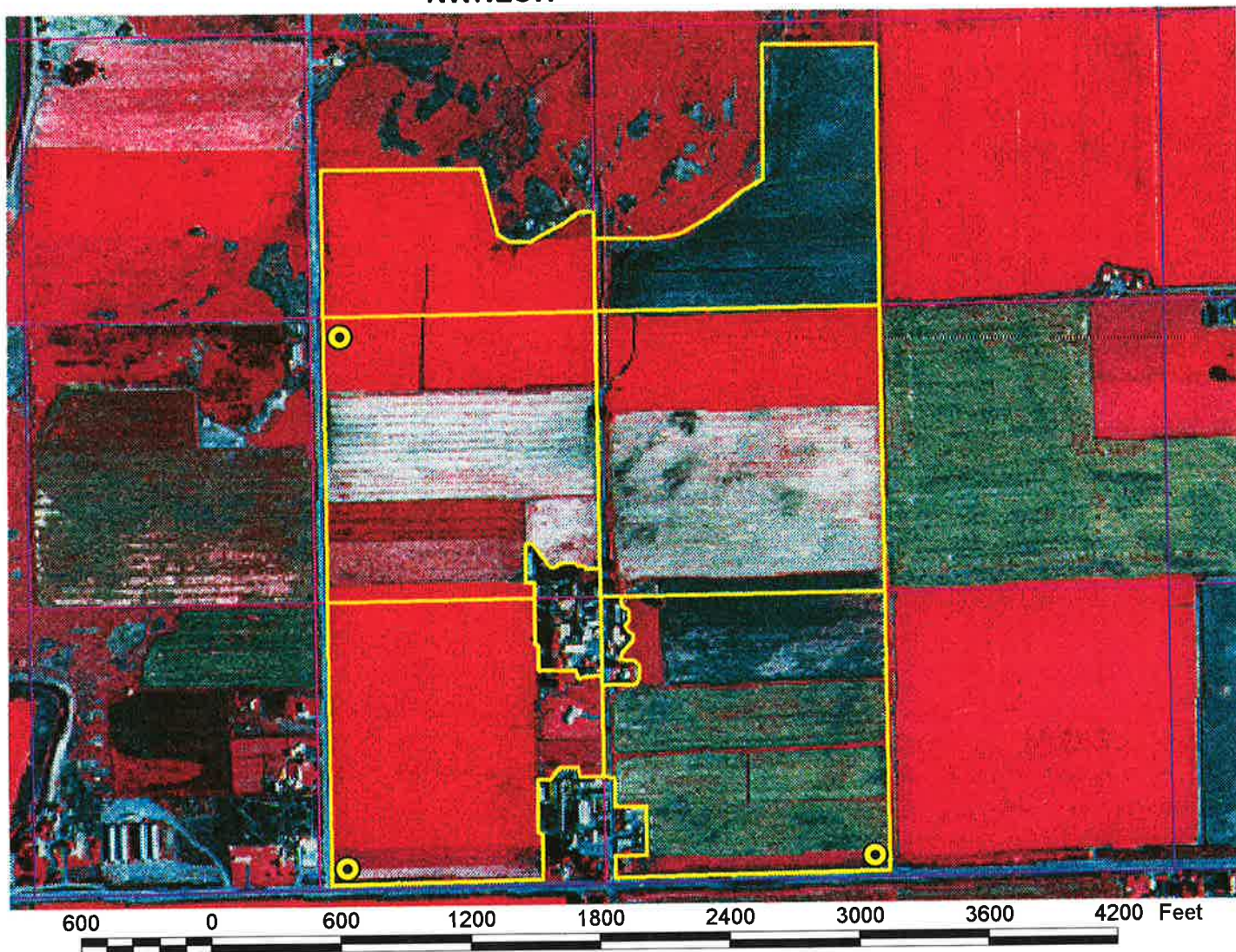
Eastern Region

CLAIMANT: Dale, Steven & Ronald Murdock

WATER RIGHTS:
35-02670B, 35-02670C,
35-02670D

POINTS OF DIVERSION:
T2S, R34E, Sec. 32
SWSESW, SESWSE,
NWNESW

**LOCATION: T2S, R34E,
Sec. 32 SENW, SWNE,
E2SW, W2SE**



POINT OF DIVERSION



PLACE OF USE

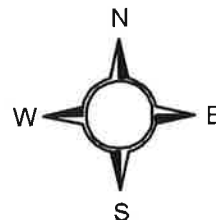


SECTION LINES



QUARTER-QUARTER LINES

POU ID # - 567, 568, 569, 570
POD ID # - 416, 417, 418



GIS Place of use Illustration
1987/1988 NAPP Photography
Prepared by: A. Ruberry
Date: April 1998

WATER RIGHT
NUMBER

NAME

CFS

35-02670

35-02670A

RIGHT SPLIT INTO PARTS C & D THRU APPROVED TRANSFER 5185.

35-02670B MURDOCK , RONALD
MURDOCK , STEVEN

0.68 (T 3464)

35-02670C MURDOCK , REED D

1.43

35-02670D MURDOCK , DALE C

1.91

MICROFILMED
MAR 26 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5185
WATER RIGHT NO. 35-02670D

This is to certify that: **DALE C MURDOCK**
1048 W HWY 39
BLACKFOOT ID 83221

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	* 1.91 CFS	* 382.0 AF

SOURCE
GROUNDWATER

Priority: 06/22/1961

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 32, Township 02S, Range 34E
Lot 2 (SWSE), Sec. 32, Township 02S, Range 34E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S 34E 32	SENW 17.0 ✓	NESW 39.0	NWSE 38.0 ✓	95.5
	Lot 2 (SWSE) 1.5 ✓			95.5
		Total number of acres irrigated:		95.5

Q.S. above 39

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

MICROFILMED

MAR 26 1998

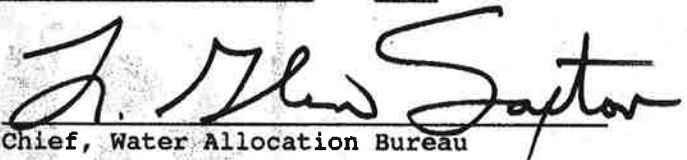
TRANSFER NO. 5185
WATER RIGHT NO. 35-02670D

CONDITIONS OF APPROVAL AND REMARKS

- EXP 5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- X * 6. The total instantaneous diversion of water from all points of diversion under Transfer 5185 shall not exceed 1.91 cfs, nor total combined annual volume of 382.0 af.
- EXP 7. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- X 8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- X 9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- X 10. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 20th day of

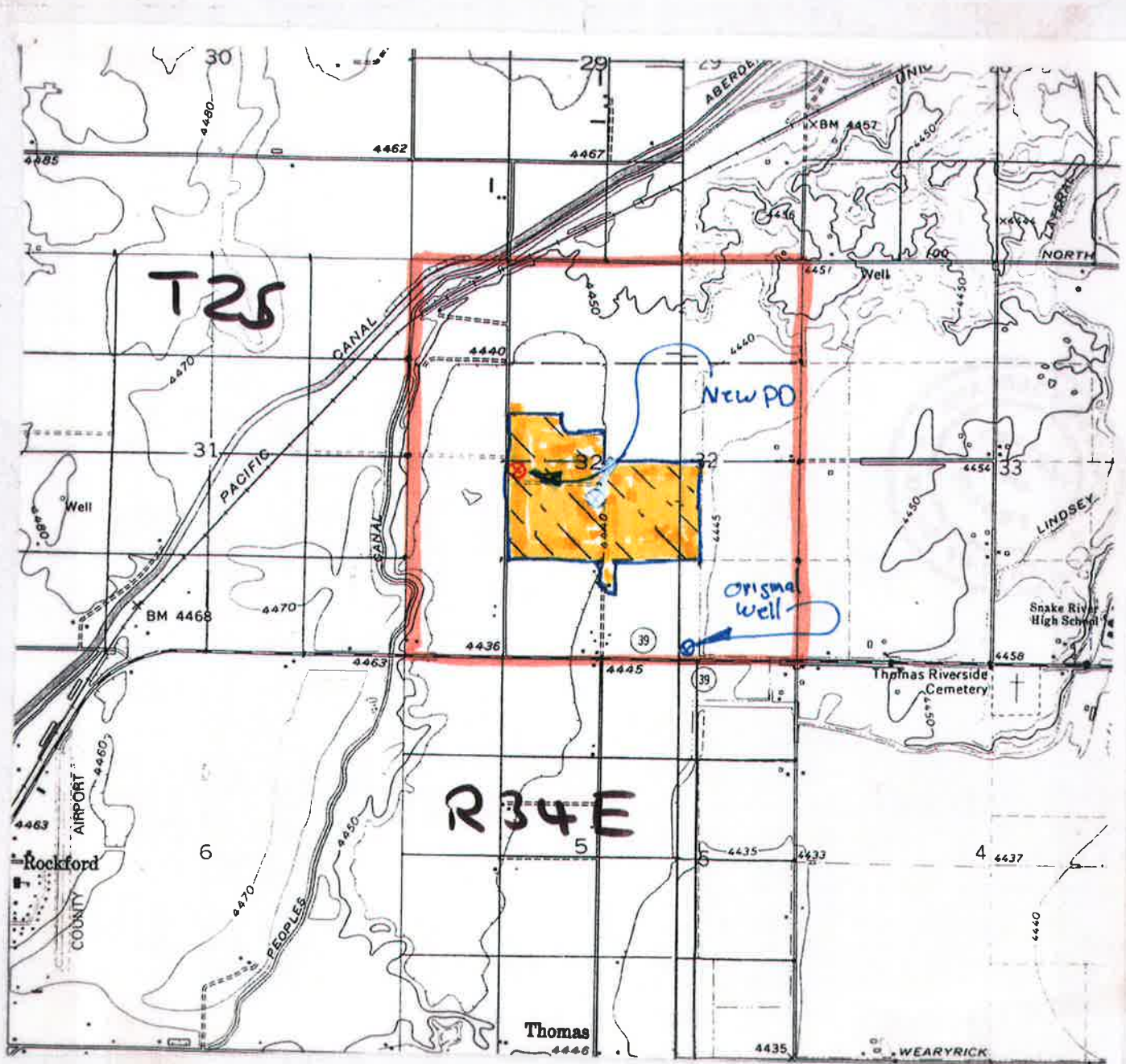
March, 1998


Chief, Water Allocation Bureau

MICROFILMED
MAR 26 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

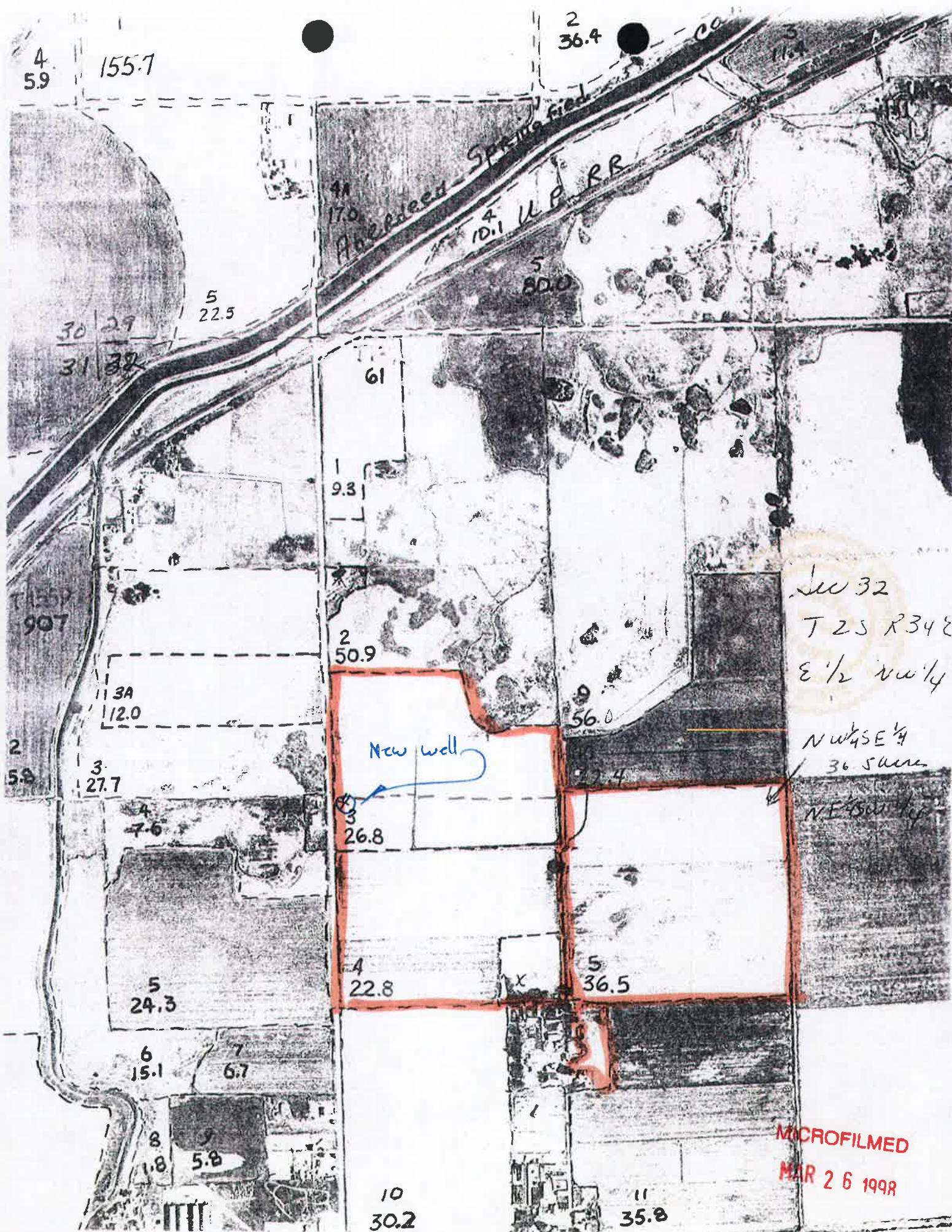
- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



MICROFILMED

APR 25 1998

MICROFILMED
MAR 26 1998



Sec 32
T 2 S R 34 E
E 1/2 NW 1/4
NW 1/4 SE 1/4
36 5 acre
NE 1/4 SW 1/4

MICROFILMED
MAR 26 1998

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 35-2670D

Date Received:

Receipt Nos:

Received By:

**AMENDED
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

Name of Claimant DALE C MURDOCK
1048 W HWY 39
BLACKFOOT, ID 83221
(208)681-4051

Priority Date: 03/06/1885

Basis: Decreed/License

Status: Active

<u>Source</u>	<u>Tributary</u>
Ground Water Snake River	Columbia River

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.91 CFS	
Total Diversion			1.91 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWNESW	Sec. 32	Township 02S	Range 34E	BINGHAM County
GROUND WATER	SESWSE Lt 2	Sec. 32	Township 02S	Range 34E	BINGHAM County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02S	34E	32		SE	NW 16									
				NE	SW 38									
				NW	SE 40	2	SW	SE 1.5						

Total Acres: 95.5

Remarks: This water right includes the right to divert water which is recovered ground water resulting from recharge for irrigation and/or water resulting from irrigation under the Peoples Canal & Irrigation Co. irrigation works for use on lands within said irrigation entity's authorized place of use. Diversion of this right for the purpose of irrigation is authorized for a maximum acreage equivalent to the authorized place of use for this right. This right includes an accomplished change in place of use pursuant to Section 42-1425, Idaho Code. § I.C. 42-1425 and/or I.C. 42-228. This right includes an accomplished change in point of diversion pursuant to Sections 42-1425 and/or 42-228, Idaho Code. In the event recharge or recovered water is not available, the priority date shall revert to the previously licensed priority date.

- 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.
- USE OF THIS RIGHT IS COMBINED WITH WATER FROM PEOPLES CANAL &
IRRIGATION CO.
- RIGHT NO. 35-02670C IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

Describe any other water rights used at the same place and for the same purposes as describe above: Those water rights recommended as of the date of this amended claim.

Basis of Claim: Decreed/License

Signature(s)

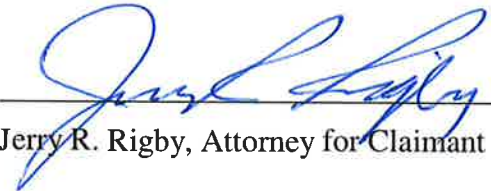
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: Previously submitted and on file with IDWR

For Individuals/Organizations:

I do solemnly swear or affirm under penalty of perjury that I am the attorney for the above individual or organization, that I have signed the foregoing document in the space below as attorney for the individual or organization and that the statements contained in the forgoing document are true and correct.

DATED this 17th day of August, 2010.



Jerry R. Rigby, Attorney for Claimant

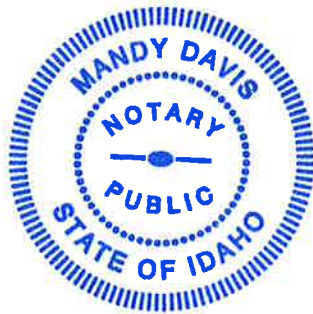
STATE OF IDAHO,)

ss.

County of Madison.)

On this 17th day of August, 2010, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry R. Rigby, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Mandy Davis
Notary Public for Idaho

Residing at: St. Anthony

My Commission Expires: 6/24/2011

Dale Murock
35-26700 → to correct hist POS
Amended Claim Dec. 1998 91.5 acres
Transfer March 1998 95.5 acres
Transfer approved before 1998 95.5 acres
Recommended 95.5 acres
prior to Dec. 1998
Licensed it.

get original claim - filed with court
1/7/99

SHARLA - RENUMBERING -

A35-11300 is BASED ON PART
OF 35-02670A. PLEASE
RENUMBER A35-11300 TO
A35-02670D ("D" AS IN DOG).

I HAVE CREATED A35-02670D AND
DONE THE REMARKS IN A35-02670A.

to
ERIC

MICROFILMED

DEC 10 1992

8-17-92



JAN - 4 1968

Department of Water Resources
Adjudication Bureau

Subcase 35-02670D
(Insert water right number)

STANDARD FORM 4

☐ LATE NOTICE OF CLAIM

☒ AMENDED NOTICE OF CLAIM

☐ I have read SRBA Administrative Order 1, Rules of Procedure (amended Sept. 30, 1996).

My name is DALE C. MURDOCK

My address is 1048W Hwy 39
Blackfoot, IDA 83221

My phone number is: Work 208 785 2030 Home 208 684 4051

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you must attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____

(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☒ I must amend my Notice of Claim to the use of water in the SRBA because:

TO Reflect actual place of use. The Original
claim was incorrect, omitting a small parcel of land
in the next Quarter Quarter section.

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

- ☒ An amended Notice of Claim (available from IDWR).

- ☐ Payment of the following additional fees required by IDWR:

None

VERIFICATION (Must be completed)

State of IDAHO

County of BONNEVILLE

DALE C. MURDOCK, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Dale C. Murdock
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on December 24, 1998
(Insert Date)



Gregory J. Taylor
Notary Public for State of Idaho
Residing at: Idaho Falls
My Commission expires: 4-28-2004

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. FAX filings will not be accepted by the SRBA Clerk of the Court. You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on Dec. 28, 1998, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

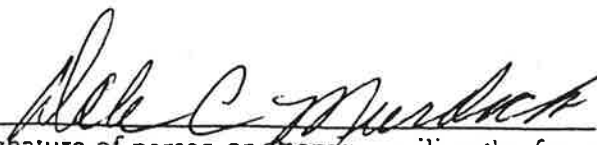
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)


Signature of person or attorney mailing the form

OCTOBER 29, 1992

DALE C MURDOCK
1048 W HWY 39
BLACKFOOT ID 83221

RE: RENUMBERED NOTICE

Dear Mr. Murdock:

The Department has changed the identification number for Notice of Claim #A35-11300. The new number is #A35-02670D. We have also modified receipts #E008045 to reflect the new number.

A copy of the receipt and the Notice of Claim is enclosed for your records.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor, Adjudications

EC:sc

Enclosure

MICROFILMED

DEC 10 1992

E008045

5/25/1989

MURDOCK, DALE C.

ADJUDICATION FEE

410162

9337

6490

275.00

CHECK

101

\$275.00

Water Right Numbers

A35-02670D

A35-11554

A35-11301

A35-02725

-

Region: EASTERN

Signature:

Charles Cox
10/29/92

Renumbered from A35-11300

MICROFILMED
DEC 10 1992

COPY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5185
WATER RIGHT NO. 35-02670D

RECEIVED

MAR 27 1998

Department of Water Resources
Eastern Region

This is to certify that: DALE C MURDOCK
1048 W HWY 39
BLACKFOOT ID 83221

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	* 1.91 CFS	* 382.0 AF

SOURCE
GROUNDWATER

Priority: 06/22/1961

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 32, Township 02S, Range 34E
Lot 2(SWSE), Sec. 32, Township 02S, Range 34E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S 34E 32	SENW 17.0	NESW 39.0	NWSE 38.0	
	Lot 2(SWSE) 1.5			95.5
		Total number of acres irrigated:		95.5

CONDITIONS OF APPROVAL AND REMARKS

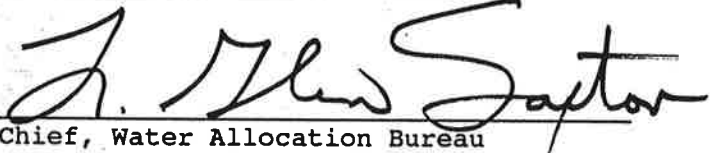
1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

TRANSFER NO. 5185
WATER RIGHT NO. 35-02670D

CONDITIONS OF APPROVAL AND REMARKS

5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 6. The total instantaneous diversion of water from all points of diversion under Transfer 5185 shall not exceed 1.91 cfs, nor total combined annual volume of 382.0 af.
7. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 20th day of March, 1998.


Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE 35-02670A

FROM: PAM SKAGGS^{PS}/STATE OFFICE

SUBJECT: TRANSFER 5185

DATE: March 18, 1998

=====

Transfer 5185 adds a point of diversion under a portion of Right 35-02670A, splitting the right into Parts C and D. ✓

Season of use and diversion volume were adjusted to current standards. Recommended conditions include drilling permit requirements, irrigation overlap, supplemental groundwater, multiple points of diversion/measuring devices, future reporting and standard transfer conditions. ✓
Mc

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5185APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant Dale C Murdock Phone 208-684-4051
Post Office address 1048 W Hyway 39 Blackfoot ID 83221

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes This well will make it more efficient to water the west side of our property. We will then convert from flood irrigation to sprinklers.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 35-02670(D) Priority 6/22/1961 Amount (cfs/ac-ft) 1.91 cfs Nature of Use Irrigation Period of Use 4/01 to 10/31
2. Total amount of water being transferred 1.91 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	32	2S	34E	Bingham	"New Well"
		SW	SE	32	2S	34E		

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2S	34E	32								17	39					38	1.5		95.5

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3464/35-02670A which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 6/22/1961

5. Water is used for the following purpose:

amount 3.34 cfs for Irrigation purposes from 4/01 to 11/01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.34 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	32	2S	34E	Bingham	

8. Lands irrigated or place of use:

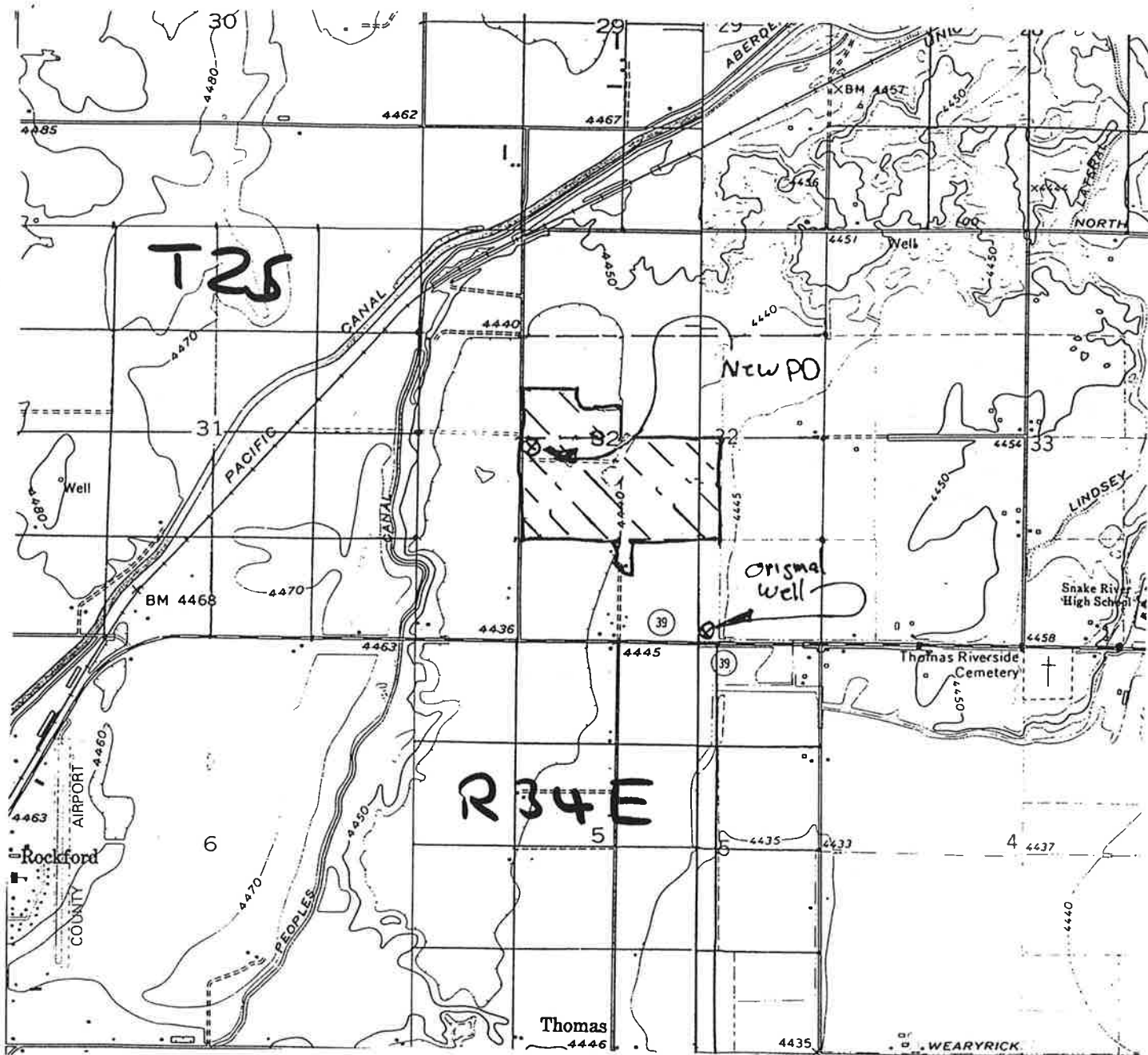
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2S	34E	32			17.6					17	39					38	37		148.6
3S	34E	5					16.5	1.5											18

Total acres 166.6

9. Describe any other water rights used for the same purpose as described above _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



Murdock
Water Right 35-02670

Transfer 3464 & 5185

35-02670 C
1.43 CFS 71.1 ACRES
(Lot 2) 100
5185
5185 S32 T2S R34E

35-02670 A
3.34 CFS 166.6 ACRES
(Lot 2)
5185 S32 T2S R34E

35-02670
4.02 CFS 200.7 ACRES
5185 S32 T2S R34E

Transfer

35-02670 D
1.91 CFS 95.5 ACRES
100
100 NESW S32 T2S R34E

35-02670 B
0.68 CFS 34.1 ACRES
5185 S32 T2S R34E
Lot 3

Transfer 3464 adds a point of diversion and splits 35-02670 into 35-02670 A and 35-02670 B

Transfer 5185 adds a point of diversion and splits 35-02670 C into 35-02670 A and 35-02670 D

B	.68	32 AC
C	1.20	59 AC
D	1.91	95 AC
	3.79	186

046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.

R64 - This right when combined with all other rights shall provide no
- more than 0.02 cfs per acre nor more than 4.0 afa per acre at the
- field headgate for irrigation of the lands above.

028 - After specific notification by the department, the right holder
- shall annually report the amount of water diverted to the
- department.

079 - This right shall not be used if the surface water right(s)
- appurtenant to the place of use is sold, transferred, leased or
- used on any other place of use.

065 - The right holder shall use the full allotment of appurtenant
- surface water rights in conjunction with groundwater diverted
- under this right and shall only divert groundwater under this
- right when water from the appurtenant surface water rights cannot
- be delivered to the right holder.

T07 - The right holder shall accomplish the change authorized by this
- transfer within one (1) year of the date of this approval.

T08 - Failure of the right holder to comply with the conditions of this
- transfer is cause for the Director to rescind approval of the
- transfer.

T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.

T17 - Prior to diversion of water under this approval, the right holder
- shall provide a means of measurement acceptable to the Department
- from all authorized points of diversion which will allow
- determination of the total rate of diversion.

WR0749NP
No. 35-02670D

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/02/98
PAGE: 2

Remarks: GEN The total instantaneous diversion of water from all points of
diversion under Transfer 5185 shall not exceed 1.91 cfs,
nor total combined annual volume of 382.0 af.

Dates: App. Received: Priority Date: 06/22/1961
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/07/1979

Misc: Water District Number: Field Exam Fee:

DATE: 07/07/98
PAGE: 1

Date: 04/27/1998 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
RIGHT NO. 35-02670C IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

AJ0749NP
No. R35-02670D

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/07/98
PAGE: 2

=====
Comments: Date: 04/27/1998 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
TRANSFER #5185 ADDS A POD IN SECTION 32 AT NESW.

Audit: 07/07/98 ARUBERRY

AJ0749NP
No. R35-02670D

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/27/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DALE C MURDOCK 1048 W HWY 39 BLACKFOOT ID 83221 (208) 684-4051	06/22/1961	IRRIGATION	04-01 10-31	1.91 CFS	382.00 AFA
TOTAL DIVERSION:					1.91 CFS	382.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02S R34E S32 NWNESW Lot02(SESWSSE)

BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac			
02S	34E	32	:					:				17	:		39			:							
																							38 02-01	:	95.5
																							TOTAL ACRES	:	95.5

POU County: BINGHAM

Other Rights: PEOPLES CANAL & IRRIGATION CO.

Conditions of Approval:

- E10 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- PEOPLES CANAL & IRRIGATION CO.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 35-02670C IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.91 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 382 AF.

EXP RIGHT NO. 35-02670C IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 08/13/1992 Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 08/17/1992 User-ID: VERNER Subject: RENUMBER
THIS RIGHT WAS RENUMBERED FROM A35-11300.

Date: 04/27/1998 User-ID: ARUBERRY Subject: COPIED FROM REMARKS

AJ0749NP
No. R35-02670D

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/27/98
PAGE: 2

=====

Comments: Date: 04/27/1998 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
RIGHT NO. 35-02670C IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

TRANSFER #5185 ADDS A POD IN SECTION 32 AT NESW.

Audit: 04/27/98 ARUBERRY

29

32

174.5
196

79.7

97.1 2nd W

NEW WELL PER
TX 5185
2nd POD 35-02670D

PLACE OF USE
R35-02670D

PLACE OF USE
R35-02670C

LOT 4
PLACE OF USE
R34-02670B

POINT OF
DIVERSION
R35-02670B

POINT OF
DIVERSION
R35-02670C
R35-02670D

SCALE: 8" = 1 MILE

T. 2S R. 34E SEC. 29

DATE 8/13/92 AGENT GS

VERIFIED IN FIELD.

THANKS FOR ASSISTANCE ON WATER APPROPRIATION CLAIM PROJECTS REPORT

DATE: 06/06/99

DATE	NAME	DATE	WATER USE	USE FROM	TO	VEGETATION	DIVERSITY
06/22/1961	TRIBUTION	04-01	10-31	1.75	4.4	1.00	4.4
06/22/1961	TRIBUTION	04-01	10-31	1.00	4.4	1.00	4.4
06/22/1961	TRIBUTION	04-01	10-31	1.00	4.4	1.00	4.4

WATER USE: 1.00
 VEGETATION: 1.00
 DIVERSITY: 1.00

DATE	NAME	DATE	WATER USE	USE FROM	TO	VEGETATION	DIVERSITY
06/22/1961	TRIBUTION	04-01	10-31	1.75	4.4	1.00	4.4
06/22/1961	TRIBUTION	04-01	10-31	1.00	4.4	1.00	4.4
06/22/1961	TRIBUTION	04-01	10-31	1.00	4.4	1.00	4.4

WATER USE: 1.00
 VEGETATION: 1.00
 DIVERSITY: 1.00

WATER USE: 1.00
 VEGETATION: 1.00
 DIVERSITY: 1.00

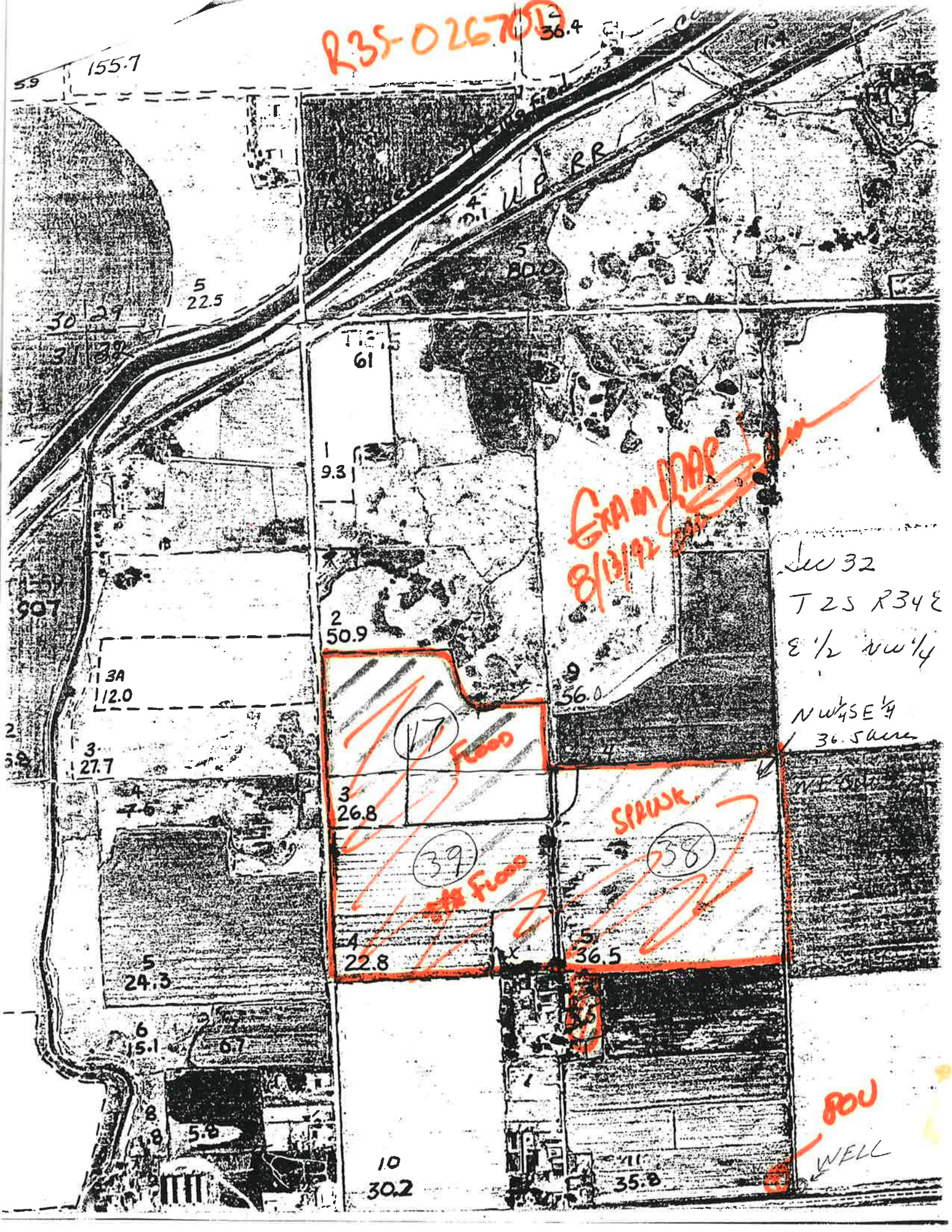
WATER USE: 1.00
 VEGETATION: 1.00
 DIVERSITY: 1.00

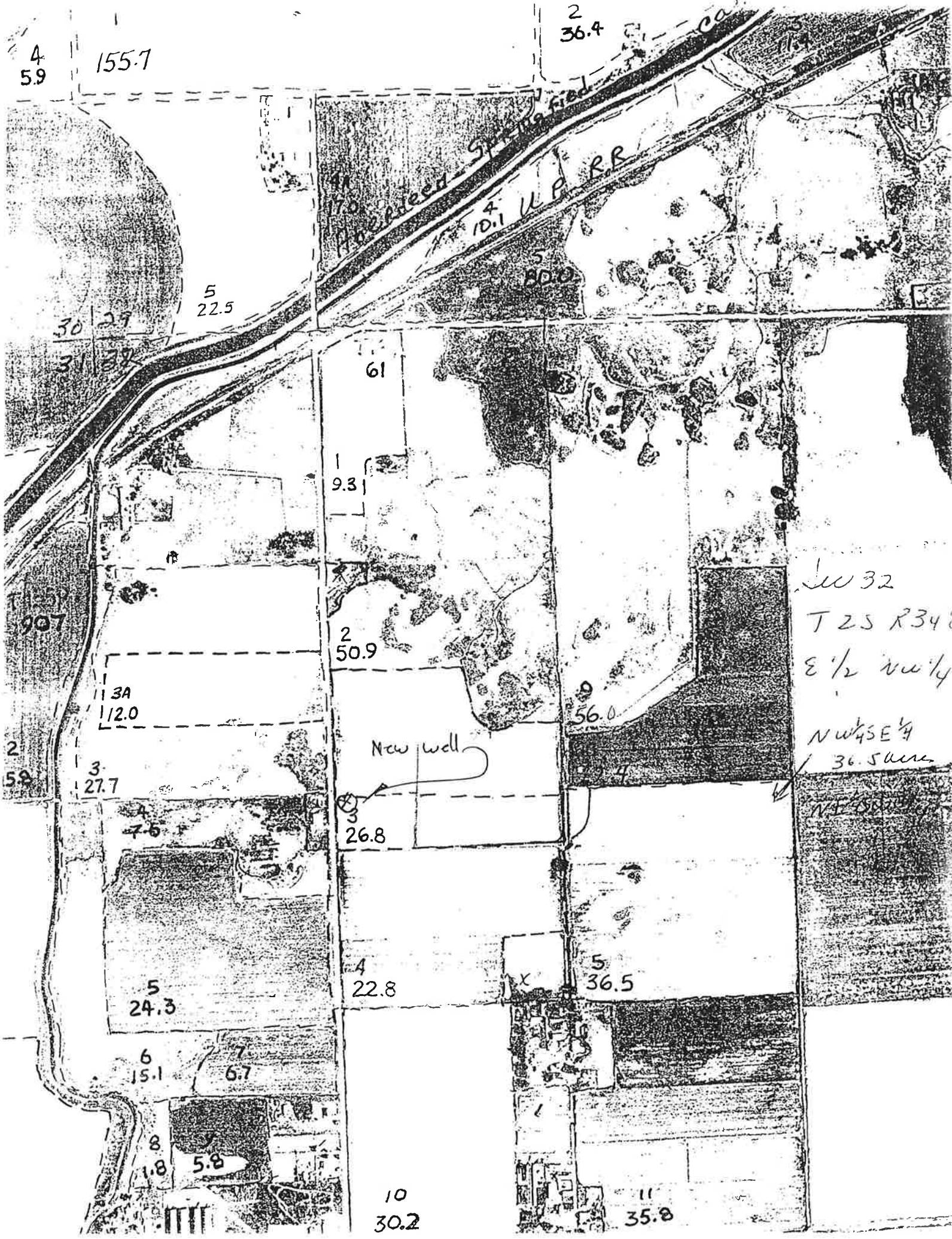
WATER USE: 1.00
 VEGETATION: 1.00
 DIVERSITY: 1.00

WATER USE: 1.00
 VEGETATION: 1.00
 DIVERSITY: 1.00

WATER USE: 1.00
 VEGETATION: 1.00
 DIVERSITY: 1.00

R35-026700





4
59

155.7

2
36.4

5
22.5

30 29

31 32

61

9.3

2
50.9

3A
12.0

3
27.7

4
7.5

5
24.3

6
15.1

8
1.8

5.8

7
6.7

3
26.8

4
22.8

10
30.2

9
56.0

5
36.5

11
35.8

New well

SW 32

T 25 R 34

E 1/2 NW 1/4

NW 1/4 SE 1/4
36.5 acres

NE 1/4 SE 1/4

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DALE C MURDOCK 1048 W HWY 39 BLACKFOOT ID 83221 (208) 684-4051	06/22/1961	IRRIGATION	04/01 10/31	1.910 CFS	382.00 AFA
					TOTAL DIVERSION:	1.910 CFS 382.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T02S R34E S32

NESW Lot 02(SWSE)

BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---	---	---	---	:	---		
02S	34E	32	:					:				17	:	39				:			38	02-01	:	95.5		
																							TOTAL ACRES	95.5		

Pou County: BINGHAM

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R64 - This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
- 028 - After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- 079 - This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
- 065 - The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

WR0749NP
No. 35-02670D

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/24/98
PAGE: 2

Remarks: GEN The total instantaneous diversion of water from all points of diversion under Transfer 5185 shall not exceed 1.91 cfs, nor total combined annual volume of 382.0 af.

Dates: App. Received: Priority Date: 06/22/1961
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/07/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 03/18/1998 User-ID: PSKAGGS Subject: TRANSFER 5185
Transfer 5185 adds a point of diversion under a portion of Right 35-02670A, splitting the right into Parts C & D.

Audit: 12/17/97 RBODELL 03/18/98 PSKAGGS

NO. OF CLAIMS IN POLYGON _____

TRANSFER NUMBER _____

CLAIM NUMBERS 35-02670D _____

DATE _____

OBJECTION FILED _____

AGENT _____

TOTAL ACRES FROM RECOMMENDATION 95.5GEOGRAPHIC INFO SYSTEM 95

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	<u>25</u>	<u>34E</u>	<u>32</u>								<u>17</u>	<u>39</u>					<u>30</u>	<u>1</u>	
GIS											<u>16</u>	<u>38</u>					<u>40</u>	<u>1</u>	
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B35-DBPOU.DBF _____

ATTRIBUTES OF B35-POU.SHP () 569

B35-DBPOD.DBF _____

ATTRIBUTES OF B35-POD.SHP () _____

Claimant:

D.C. MURDOCKP.O.D./Source 418 # G.W. S.W.1048 W Hwy 39Township 25, Range 34E Section 32Blackfoot ID 832211. NWNESW2. Lot 2 (SESWSE)

3. _____

Other Rights:

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:25:39
10/29/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: ~~A35-11300~~ **A35-02670D**

LAST: MURDOCK
ADDRESS: 1048 W. HWY 30
CITY: BLACKFOOT
PHONE NUMBER: 208-684-4061

FIRST: DALE G.

STATE: ID ZIP: 83221

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS CLAIM IS FOR 35-026704 AND A PORTION OF 35-026708.

Error.

FIELD EXAMINATION INFORMATION

T3464

Renumbered To A35-02670D

SBE TX #5185
Approved 20 MAR 98
1) Adds POD to DPMF
2) SPTS A INTO C AND D

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 8/13/92

APPOINTMENT MADE: Y(____) N(X)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Drive-by exam. CO 239, MAP 239NW, ASCS PHOTO

35-02670D

A. AJ CLAIM: # ~~A35-11300~~ PRIORITY DATE: 06-22-1961 STAGE: L

B. WR RECORD: ~~NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM~~

35-02670A

6-22-1961

L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)
IF YES EXPLAIN.

REMARKS: VERIFIED MATCH W/ LICENSE

RECOMMENDED PRIORITY DATE:

PK

REVIEWED BY SS

DATE 8-17-92

A. AD CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
02760D	01S	04E	32	SW	SW	SE		BINGHAM

OTHER AD CLAIMS WITH SAME AD POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

ERROR

~~NONE~~
35-02670A

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

~~THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER~~

35-02760A 2S 34E 32

SW SE

BING.

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	Y
DUE TO SOURCE DISCREPANCY? (Y/N)	Y	N

REMARKS:

VERIFIED IN FIELD POD IS IN THE SE SW SE. LOT 2. FOS: 35-02670C

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
2S	34E	32	SE	SW	SE	02	BING

SOURCE:

BW

TRIB:

REVIEWED BY:

EB

DATE:

8-13-92

A. ROOT WATER RIGHT NUMBERS: A35-11300

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	3J #/ACRES	4R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02S	34E	32	N4	SE		MURDOCK, DALE C.	A35-11300 /38.0	- /	41.0		
			N4	SE		PEOPLES CANAL & IRRIGATION CO.A01-00147	/40.0	- /		38	38
			N4	SE		PEOPLES CANAL & IRRIGATION CO.A01-00191	/40.0	- /			
			N4	SE		PEOPLES CANAL & IRRIGATION CO.A01-00192	/40.0	- /			
			N4	SE		PEOPLES CANAL & IRRIGATION CO.A01-00259	/40.0	- /			
			N4	SE		MURDOCK, REED D.		35-02670A /38.0			
02S	34E	32	NE	SW		MURDOCK, DALE C.	A35-11300 /39.0	- /	40.0		
			NE	SW		PEOPLES CANAL & IRRIGATION CO.A01-00147	/40.0	- /			
			NE	SW		PEOPLES CANAL & IRRIGATION CO.A01-00191	/40.0	- /		39	39
			NE	SW		PEOPLES CANAL & IRRIGATION CO.A01-00192	/40.0	- /			
			NE	SW		PEOPLES CANAL & IRRIGATION CO.A01-00259	/40.0	- /			
			NE	SW		LING, ROGER D.	A01-00023Z0/23.0	- /			
			NE	SW		LING, ROGER D.	A01-00207Z0/23.0	- /			
			NE	SW		LING, ROGER D.	A35-02543Z0/23.0	- /			
			NE	SW		ABERDEEN SPRINGFIELD CANAL CO.A35-04246Z0/23.0	- /				
			NE	SW		LING, ROGER D.	A01-0206460/23.0	- /			
			NE	SW		LING, ROGER D.	A01-0206860/23.0	- /			
			NE	SW		LING, ROGER D.	A01-02068H0/23.0	- /			
			NE	SW		MURDOCK, REED D.		35-02670A /39.0			
02S	34E	32	SE	NW		MURDOCK, DALE C.	A35-11300 /17.0	- /	39.0	39	17
			SE	NW		MURDOCK, REED D.		35-02670A /17.0			OWNERSHIP.
02S	34E	32	S4	SE		MURDOCK, DALE C.	A35-11300 / 1.5 ✓	- /			
			S4	SE		PEOPLES CANAL & IRRIGATION CO.A01-00147	/40.0	- /			
			S4	SE		PEOPLES CANAL & IRRIGATION CO.A01-00191	/40.0	- /			
			S4	SE		PEOPLES CANAL & IRRIGATION CO.A01-00192	/40.0	- /			
			S4	SE		PEOPLES CANAL & IRRIGATION CO.A01-00259	/40.0	- /		38.5	1.5 (LAWN AROUND HOME)
			S4	SE		MURDOCK, STEVEN	A35-10705 /37.0 ✓	- /			
			S4	SE		MURDOCK, DALE C.	A35-11301 /	- /			
			S4	SE		LING, ROGER D.	A01-00023Z0/35.0	- /			
			S4	SE		LING, ROGER D.	A01-00207Z0/35.0	- /			
			S4	SE		LING, ROGER D.	A35-02543Z0/35.0	- /			
			S4	SE		ABERDEEN SPRINGFIELD CANAL CO.A35-04246Z0/35.0	- /				
			S4	SE		LING, ROGER D.	A01-0206460/35.0	- /			
			S4	SE		LING, ROGER D.	A01-0206860/35.0	- /			
			S4	SE		LING, ROGER D.	A01-02068H0/35.0	- /			
			S4	SE		MURDOCK, REED D.		35-02670A /37.0			
TOTAL ACRES							A35-11300	95.50	120.00	95.50	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POB DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
Y

PRESUMPTION FLAG:

REMARKS:

VERIFIED POB W/ ASCS AND FIELD EXAM

RECOMMENDATIONS:

TOTAL ACRES:

95.5

REVIEWED BY:

EEI

DATE:

8-13-92

A. AS CLAIMED USES:

PURPOSES
A35-11300 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY

.760 CFS ~~ERROR~~ - 1.91
1.910 CFS (CODE)

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED:

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE FIELD
EXAMINER
Y 1
Y BY
Y Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() EXPLAIN IN REMARKS, BELOW.

REMARKS:

• RECOMMEND PERIOD OF USE AS 4/1 TO 10/31
• Q: LICENSE @ 0.02 cfs/ACRE. RECOMMENDING 95.5 ACRES SO RECOMMEND
(95.5)(0.02) = 1.91 cfs. AS CLAIMED.

4. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(X) N()

RJ TOTAL CLAIMED DIVERSION RATE: 1.910 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y U

5.

FLOW MEASUREMENT

MEASUREMENT METHOD No , SEE ATTACHED CALCULATIONS.

6. ARE OTHER WATER RIGHTS USED? Y(Y) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: PEOPLES CANAL CO. E10

LIST ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-11300	GROUNDWATER	MURDOCK , DALE C.	1.910	0.020		
A01-00147	SNAKE RIVER	PEOPLES CANAL 5 IRRIGATION CO.	400.000	0.025		
A01-00191	SNAKE RIVER	PEOPLES CANAL 2 IRRIGATION CO.	7.500			
A01-00192	SNAKE RIVER	PEOPLES CANAL 5 IRRIGATION CO.	16.500	0.031		
A01-00239	SNAKE RIVER	PEOPLES CANAL 2 IRRIGATION CO.	200.000	0.012		
A01-0002320	SNAKE RIVER	LING , ROGER D.	1250.000	0.035		
A01-0027720	SNAKE RIVER	LING , ROGER D.	230.000	0.036		
A35-0254620	GROUNDWATER	LING , ROGER D.	6.000			
A35-0424620	GROUNDWATER	ABERDEEN SPRINGFIELD CANAL CO.	2.440			
A01-0203460	SNAKE RIVER	LING , ROGER D.			57133.00	1.61
A01-0203360	SNAKE RIVER	LING , ROGER D.			129940.00	3.66
A01-0206803	SNAKE RIVER	LING , ROGER D.			22850.00	0.64
A35-10705	GROUNDWATER	MURDOCK , STEVEN	2.130	0.022		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-11301	DOMESTIC	MURDOCK, DALE C.	FROM 01-01 TO 12-31	.040 CFS	
A35-11301	STOCKWATER	MURDOCK, DALE C.	FROM 01-01 TO 12-31	.130 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES 95.5 X 0.02 CFS/ACRE = 1.91 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 238.3 AF/A

ACRES 95.5 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 286.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 95.5 X DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 382 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(X) N()

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

Com: Exp,

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>IRR</u>	<u>4/1 10/31</u>	<u>1.91</u>	<u>382</u>	<u>286.5</u>
TOTAL FOR THIS RIGHT		<u>1.91</u>	<u>382</u>	<u>286.5</u>
REVIEWED BY: <u>EE</u>	DATE: <u>8-17-92</u>			

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(/)	()
(/)	()
(/)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 55-11300

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

DATABASE

EXAMINER
191

CFS

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A35-11300

1.910

-

-

TOTAL CFS

1.910

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
N

FIELD
EXAMINER

REMARKS:

~~SEE A35-02670B~~ SEE REMARKS COMMENTS IN A35-02670A

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE: 8-17-92

TITLE: SWA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

08:25:39
10/27/91

PAGE: 11
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-11300

NR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y			N	6	8-17-92	8-17-92	8-17-92
POINT OF DIV	Y		8-13-92	Y	5, 2			
SOURCE	Y		8-13-92	N	5, 2			
PLACE OF USE	Y		8-13-92	N	5, 2			
DIV. AMOUNT OF S/VOLUME	Y			N	6			
CONSUMPTIVE USE	-			Y	6			
PURPOSES	Y			N	6			
PERIOD OF USE	Y			Y	6			
BASIS OF CLAIM	Y			N	6			
REMARKS	Y			N	6			

"VERIFIED BY" CODES

TOPG MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

MEMO

DATE: AUGUST 17, 1992

TO: A35-11705 & A35-11300 (FIELD EXAM FILES)

FROM: ERIC VERNER 

SUBJECT: RECOMMENDATIONS FOR THESE RIGHTS

=====

These rights have been claimed as combinations of licensed right 35-02670A and 35-02670B. My initial exam showed some problems with the rights as claimed. This memo summarizes my recommendations for these claims.

License 35-02670 was for irrigation of 200.7 acres by one well with a maximum diversion rate of 4.02 CFS (0.02cfs/acre application rate). Transfer 3464 was approved in 1988 to add a second well to the system and split 34.1 acres off the original place of use. I inspected this new well and found that it is in the SWSEW Lot 3 T2S R34E. I measured the diversion by the Pitot Gauge at 0.57 cfs. There were 2, 1/4 mile hand lines running and a 3rd line with approx. 6 nozzles irrigating the lawns/gardens around the homes. I did not measure this line. The system is, as the transfer shows, just irrigating the SEW of Sec 32.

The remaining licensed place of use in Section 32 is irrigated by the original well in the SEWSE Sec 32. This place of use is under two ownerships; Dale Murdock owns the property claimed under A35-11300. Two of his sons own the remaining property. The licensed place of use in the N1/2 NW1/4 Sec 5 T3S R34E is no longer irrigated by this system. It is still owned by the Murdock's but they now irrigate this land under license 35-07792. They did not claim that any part of license 35-02670 is now appurtanant to this property so it appears that the portion of 35-02670A appurtanant to the N1/2 NW1/4 Sec 5 has been abandoned or forfeited (or accomplished transfer to sec 32).

The above paragraphs describe the rights as they are currently recorded with IDWR. Claims A35-10705 and A35-11300 do not reflect the licenses as described. Steven and Ronald Murdock filed A35-10705 as a combination of 35-02670B and the portion of 35-02670A that they own. Dale Murdock filed A35-11300 indicating it as a combination of 35-02670A and 35-02670B. My investigation shows however that he does not have an interest in 35-02670B but rather his right is solely a portion of 35-02670A.

page 2

Given the above information I determined that A35-10705 and A35-11300 will be recommended as follows:

A35-10705

Recommend splitting it to reflect transfer 3464. The first portion as number R35-02670B pursuant to T3464. The second portion as number R35-02670C, a portion of license 35-02670A. I am recommending this because there are two separate systems irrigating the claimed place of use.

A35-11300

Recommend renumbering A35-11300 to A35-02670D and show it as a portion of 35-02670A.

Specific recommendations

Per 1x5/85

	R35-02670B	R35-02670C	R35-02670D

Priority:	6/22/1961	6/22/1961	6/22/1961
POD:	SWSESW 32 2S 34E	SESWSE 32 2S 34E	SESWSE 32 2S 34E
Q:*	0.68 CFS	1.20 CFS	1.91 CFS
POU:	34 acres	60 acres	95.5 acres

* Portions C & D determined by acres recommended times 0.02cfs/acre licensed application rate.

#50 X

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Renumbered: A35-02670D
Ident. Number: ~~A35-11300~~
Date Received: 5/18/1989
Receipt No: TO
Received By: F008045 10/29/92 SC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALE C. MURDOCK 208-684-4051
Address: 1048 W. HWY 39
BLACKFOOT, ID 83221

2. Date of Priority: JUN 22, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	34E	32	SW	SW	SE		BINGHAM

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.760		

7. Total Quantity Appropriated is:
1.910 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 238.8 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	34E	32	SE	NW		IRR	17.0
			NE	SW		IRR	39.0
			NW	SE		IRR	38.0

A35-11300

Page 1

Date: 05/25/89

MICROFILMED
DEC 10 1992



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	34E	32	SW	SE		IRR	1.5

Section Acres 95.5

Total Acres 95.5

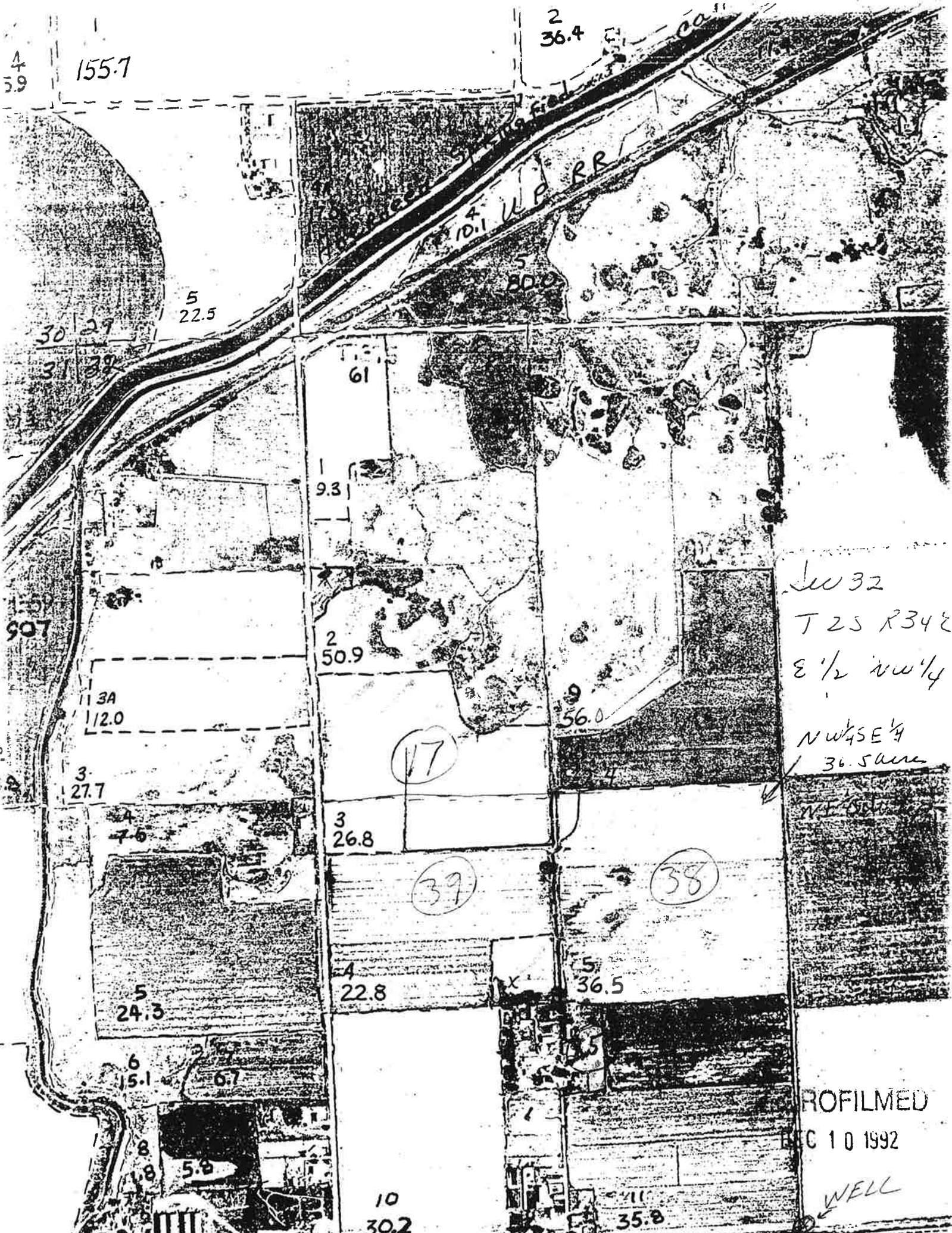
11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
PEOPLES CANAL CO.

14. Remarks:
THIS CLAIM IS FOR 35-02670A AND A PORTION OF 35-02670B.

15. Basis of Claim: LICENSE



NW 32
T 25 R 34 E
E 1/2 NW 1/4
NW 1/4 SE 1/4
36.5 acres

PROFILMED
DEC 10 1992

WELL

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not wish to receive and pay a small annual fee for monthly copies of the docket sheet.

MICROFILMED
DEC 10 1992

RECEIVED

JAN 05 1999

Department of Water Resources

RECEIVED

JAN - 5 1999

Department of Water Resources
Adjudication Bureau

RECEIVED

MAR 26 1999

Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase See Exhibit A

(Insert water right number
From the Objection Form)

STANDARD FORM 2
RESPONSE TO OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

1. Respondents represented by Givens Pursley LLP:

Name: Aberdeen-American Falls Ground Water District, in its representative capacity for and on behalf of its claimant-members (including Larry Elliot, Marc Foster, Kevin Michaelson, Doug Ruff, Tim Deeg, and Gordon Toevs)
Address: c/o Henry R. Boomer
514 Tyhee
PO Box 70
American Falls, ID 83211
Daytime Phone: 208-226-2562

Name: Bingham Ground Water District, in its representative capacity for and on behalf of its claimant-members (including, Craig Evans, Randy Polatis, Greg Nickell, Galen Van Orden, and Gary Larson).
Address: P.O. Box 42
Pingre, ID 83262-0042
Daytime Phone: 208-684-5413

Name: Upper Valley Irrigators Association, Inc., in its representative capacity, for and on behalf of its member-claimants (including Howard Taylor & Sons)
Address: P.O. Box 8
Rexburg, Idaho 83440
Daytime Phone: 208-356-4912

Name & Address of Attorney, if any:

Jeffrey C. Fereday, Michael C. Creamer, Karl T. Klein
Givens Pursley, LLP
277 N. Sixth, Suite 200
Boise, ID 83701

2. Respondents Represented by Holden, Kidwell, Hahn & Crapo, PLLC

Name: Darwin Brown
Address: 350 E. 4th S.
Rexburg, ID 83440
Daytime Phone: (208) 356-7801

Name: LDS Church
Address: LDS Church
Real Estate Division
50E. North Temple, 12th Floor
Salt Lake City, UT 84150
Daytime Phone: (801) 328-3600

Name: Brent Stolworthy
Address: Brent Stolworthy Family Ltd. Partnership
3669 S. Holmes
Idaho Falls, ID 83404
Daytime Phone: (208) 529-3891

Name: Agnes H. Wada and Frank S. Wada
Address: 131 N. Oak
Blackfoot, ID 83221
Daytime Phone: (208) 684-3198

Name: Albert Wada and Christine Wada
Address: 326 S. 1400 W.
Pingree, ID 83262-1137
Daytime Phone: (208) 684-3198

Name: Gerald J. Butikofer
Address: 6064 N. 5th W.
Idaho Falls, ID 83401
Daytime Phone: (208) 522-7809

Name: Linden J. Butikofer, Lois J. Butikofer and Michael Butikofer
Address: 6138 N. 5th W.
Idaho Falls, ID 83401
Daytime Phone: (208) 522-7809

Name: Merle W. Butikofer and Ulene Butikofer
Address: 424 N. 3900 E.
Rigby, ID 83442
Daytime Phone: (208) 745-1390

Name: Kent B. Cornelison
Address: Box 50243
Idaho Falls, ID 83405
Daytime Phone: (208) 529-1028

Name: Wayne Hansen
Address: 12938 N. 26 W.
Idaho Falls, ID 83402
Daytime Phone: (208) 523-4492

Name: Paul Heyrend and Alice Heyrend
Address: P.O. Box 169
Artois, CA 95913
Daytime Phone: (530) 934-3010

Name: Murdoch-Wilson Farms
Address: P.O. Box 457
Blackfoot, ID 83221
Daytime Phone: (208) 681-3599

Name: Kent Searle and Stanley Searle
Address: K & S Searle, A Partnership
6267 S. 55 W.
Idaho Falls, ID 83402
Daytime Phone: (208) 523-8609

Name: Jay L. Stolworthy and Merri Lynn Stolworthy
Address: 620 S. Park
Shelley, ID 83274
Daytime Phone: (208) 346-6466

Name: Clyde M. Wilson
Address: P.O. Box 339
Bellflower, CA 90706
Daytime Phone: (208) 681-3599

Name & Address of Attorney, if any:

Kent W. Foster
Holden, Kidwell, Hahn & Crapo, PLLC
P.O. Box 50130
Idaho Falls, ID 83405-0130

3. Respondents Represented by Rigby, Thatcher, Andrus, Rigby, Kam & Moeller, Chtd.

Name: Fremont Madison Irrigation District
Address: P.O. Box 15
Saint Anthony, ID 83445-00015
Daytime Phone: 208-624-3381

Name & Address of Attorney, if any:

Jerry R. Rigby
Rigby, Thatcher, Andrus, Rigby, Kam & Moeller, Chtd.
P.O. Box 250
Rexburg, ID 83440-0250

4. Respondents Represented by Grover Law Office, Chtd.

Name: C & L Farms
Address: c/o Claren & Layne Holm
P.O. Box 2001
Idaho Falls, ID 83404
Daytime Phone:

Name: Theodore L. Deffinger
Address: 3515 Sierra Road
San Jose, CA 95132
Daytime Phone:

Name: Holm Brothers Partnerships, Holm Farms, Inc.,
Paul C. Holm Ltd. Partnership and Claren Paul Holm
Address: P.O. Box 2001
Idaho Falls, ID 83401
Daytime Phone:

Name: Del Ray Holm
Address: 2743 E. 500 N.
Roberts, ID 83444
Daytime Phone:

Name: R & M Farms Partnership
c/o Lyle Robinson
Address: 8995 S. 400 W.
Rexburg, ID 83440
Daytime Phone:

Name & Address of Attorney, if any:

Blair J. Gover, Esquire
Grover Law Office, Chtd.
P.O. Box 36
Rigby, ID 83442-0036

C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO WHICH YOU ARE RESPONDING

Name: Twin Falls Canal Company
Address: P.O. Box 326
Twin Falls, ID 83303-0326

North Side Canal Company
921 N. Lincoln Avenue
Jerome, ID 83338

D. I am responding to the objections to the following elements. (Please check the appropriate box(es)).

1. ☐ Name and Address
2. ☒ Source
3. ☒ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instead Flow Description
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☐ Place of Use
10. ☒ Other Provisions Necessary for Administration of this Water Right

11. Recommendation

- ☒ This water right should not exist.
☐ This water right was not recommended, but should be recommended with the elements described above.

E. VERIFICATION (Must be Completed)

1. Attorney Michael C. Creamer for respondents Aberdeen-American Falls Ground Water District; Bingham Ground Water District; and Upper Valley Irrigators Association, Inc.

State of Idaho)
)ss.
County of Ada)

Michael C. Creamer, duly sworn, upon oath deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response as defined by IC §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

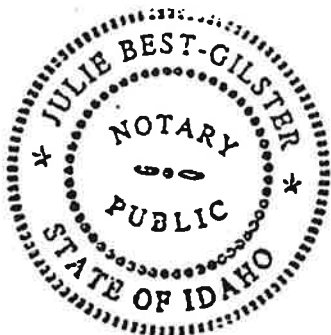
(Signature of person filing response)

Michael C. Creamer

Michael C. Creamer, of Givens Pursley, LLP

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: Dec 24, 1998



Julie Best-Gilster
Notary Public for Idaho

Residing at: Nampa, ID

My Commission Expires: 4-21-2001

2. Attorney Kent W. Foster for respondents Darwin Brown, LDS Church, Brent Stolworthy, Agnes Wada, Frank Wada, Christine Wada, Albert Wada, Gerald Butikofer, Linden Butikofer, Lois Butikofer, Merle Butikiofer, Michael Butikofer, Ulene Butikofer, Kent Cornelison, Wayne Hansen, Paul Heyrend, Alice Heyrend, Murdoch-Wilson Farms, Kent Searle, Stanley Searle, Jay Stolworthy, Merri Lynn Stolworthy and Clyde Wilson.

State of Idaho)
)ss.
County of Ada)

Kent W. Foster, duly sworn, upon oath deposes and says:

(Name of person filing response)

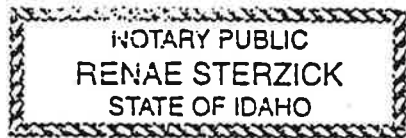
That I am the party/claimant filing this response as defined by IC §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

Kent W. Foster

Kent W. Foster, of Holden, Kidwell, Hahn & Crapo, PLLC
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: October 21, 1997



Residing at Idaho Falls, Idaho
My Commission Expires Jan. 14, 2004

Notary Public for W. B. B.
Residing at: Idaho Falls
My Commission Expires: 1-14-2004

4. Attorney Blair J. Grover for respondent C & L Farms c/o Claren & Layne Holm, Theodore L. Deffinger, Holm Brothers Partnership, Holm Fars, Inc., Paul C. Holm Ltd. Partnership, Claren Paul Holm, Del Ray Holm, R & M Farms Partnership c/o Lyle Robison, Sundown Corp, Inc. c/o Darrol Gardner.

State of Idaho)
)ss.
County of Ada)

Blair J. Grover, duly sworn, upon oath deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response as defined by IC §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)


Blair J. Grover of Grover Law Office, Chtd.
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: December 21, 1998
Janial Kuld
Notary Public for Idaho
Residing at: Lewisville
My Commission Expires: 11/29/2002

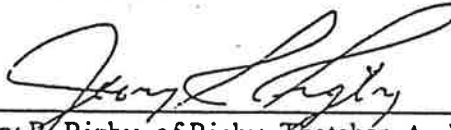
3. Attorney Jerry R. Rigby for respondent Fremont Madison
Irrigation District.

State of Idaho)
)ss.
County of Ada)

Jerry R. Rigby, duly sworn, upon oath deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response as defined by IC §§ 42-1401A(1) and (6)
or that I am the attorney for the party/claimant responding and that I have read this response,
know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)



Jerry R. Rigby, of Rigby, Thatcher, Andrus, Rigby, Kam &
Moeller, Chtd.

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 12-21-98

Debra A. Keller

Notary Public for Idaho

Residing at: Rexburg, Idaho

My Commission Expires: 1-15-99



INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all of the parties listed below in the Certificate of Mailing.

F.

CERTIFICATE OF MAILING

I certify that on ~~October~~ ^{December} 28, 1998, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: See Exhibit A.
Address: See Exhibit A

3. One copy to party who filed the objection at the following address:

Name: John A. Rosholt
Norman M. Semanko
Address: Rosholt, Robertson, & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906

4. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Michael C. Creamer

<u>Alpha Name</u>	<u>Claimant</u>	<u>Assoc.</u>	<u>Water Right #</u>	<u>Attorney</u>
Adolfson, E	Ed Adolfson 1045 N. 575 E. Firth, ID 83236		35-02102A	
Ashby, J	John L. Ashby 361 W. Creekside Way Kaysville, UT 84037		35-02737C	
Bailey, N	Nyle H. Bailey 222 E. 350 N. Blackfoot, ID 83221		35-02904B	
Bair, M	Mark Bair Sherrilynn Bair 1921 W. Taber Road Blackfoot, ID 83221		35-02450 35-04004 35-07770	
Bair, A	Annette Bair Richard L. Bair 1721 W. 500 N. Blackfoot, ID 83221		35-02284	
Bair, L	L. Leigh Bair Family Trust c/o L. Leigh Bair 195 S. Byron Avenue Shelley, ID 83274		35-02289	
Bair, R	Ronald H. Bair 1954 W. Taber Road Blackfoot, ID 83221		35-02478A 35-02479 35-02807 35-02820 35-11005 35-13225	
Barnes, M	Myron L. Barnes 973 W. Hwy. 39 Blackfoot, ID 83221		35-07132 35-12202	
Basic American	Basic American Foods P.O. Box 592 Blackfoot, ID 83221		35-02755 35-02823 35-07360	
Bauer, J	James Bauer Route 1, Box 1035 Moore, ID 83255-9604		35-12899	
Bauer, J	James R. Bauer 726 N. 1900 W. Blackfoot, ID 83221		35-02390	
Bendixsen, C	C. Lee Bendixsen Floyd N. Bendixsen 294 N. 300 W. Blackfoot, ID 83221		35-07028	
Bennett, B	Barbara V. Bennett Inda Bennett 38 S. 900 W. Blackfoot, ID 83221		35-07743	

Benson, B	Boyce Benson P.O. Box 164 Moreland, ID 83256		35-02684B 35-1323S	
Benson, V	V. R. Benson 1604 W. Taber Blackfoot, ID 83221		35-02537 35-07033	
Benson, W	William Benson P.O. Box 167 Moreland, ID 83256		35-02684B 35-07249	
Bergeson, D	D. Cleon Bergeson 481 W. 200 N. Blackfoot, ID 83221		35-07427 35-07582	
Bingham, C	Connie Bingham 130 N. 1700 W. Blackfoot, ID 83221		35-02494	
Bingham, J	Jerry D. Bingham Valerie H. Bingham 1675 W. 400 N. Blackfoot, ID 83221		35-02202B 35-02266 35-02269G 35-12226	
Bingham, L	Larry Bingham 1241 W. 300 N. Blackfoot, ID 83221		35-02205E	
Bingham, T	Ted B. Bingham Kendra N. Bingham 1656 W. 200 N. Blackfoot, ID 83221		35-02214C 35-02214D 35-02232D 35-02645A 35-02645B 35-07181	
Bradshaw, J	Julia Bradshaw 561 N. 1400 W. Blackfoot, ID 83221		35-02629 35-07073 35-07295	
Bradshaw, T	Terrell V. Bradshaw Ann Bradshaw 559 N. 1400 W. Blackfoot, ID 83221		35-02150 35-07532	
Brown, D	Darwin Brown 350 E. 4 th S. Rexburg, ID 83440		35-02496	Foster
Burke, W.	W. Todd Burke Virginia Burke 839 W. 100 N. Blackfoot, ID 83221		35-02857A 35-02858B	
Burkman, J	James Douglas Burkman Doreen Burkman 285 W. 450 N. Blackfoot, ID 83221		35-02668 35-02849 35-07084 35-10313	

Burnt Basin	Burnt Basin, Inc. c/o Ronald Searle 541 E. 1250 N. Shelley, ID 83274		35-08021	
Callister, L	Lovell J. Callister 360 W. 450 N. Blackfoot, ID 83221		35-02865	
Campbell, S	Scott Campbell Cindy Campbell 73 S. 1050 W. Blackfoot, ID 83221		35-02906	
Carter, D	Don C. Carter 402 S. 110 W. Pingree, ID 83262		35-02693B	
Christensen, B	Barry L. Christensen Vera H. Christensen 1198 W. 125 N. Blackfoot, ID 83221		35-02080 35-02110 35-02313B 35-02562	
Christensen, T	Terrill Christensen 426 Walnut Shelley, ID 83274		35-02177	
Christensen, J	Jeraldean A. Christensen Robert H. Christensen 357 S. 1200 W. Pingree, ID 83262		35-07020	
Christensen Farms	Christensen Farms, Inc. 65 S. Lavaside Road Blackfoot, ID 83221		35-02178B 35-02180B 35-02182B 35-02211 35-07861B	
Clark, J	John T. Clark Harriet A. Clark 645 W. 150 N. Blackfoot, ID 83221		35-02786	
Clement, L	Larry J. Clement 780 W. Hwy. 26 Blackfoot, ID 83221		35-02077A 35-02077B 35-02133 35-02689B 35-02689D 35-02691 35-02711 35-02716 35-07016 35-07193 35-07300	
Clement, T	Tate Clement 253 N. 1000 W. Blackfoot, ID 83221		35-07421	

Clement, Z	Zane Clement 253 N. 1000 W. Blackfoot, ID 83221		35-07193	
Clough, C	Colin Clough 475 S. 1100 W. Pingree, ID 83262		35-02898A 35-08017A	
Cook, E	Edward C. Cook 488 W. 200 N. Blackfoot, ID 83221		35-07371 35-07458B	
Cornelison, V	Von T. Cornelison Linda E. Cornelison 66 E. River Road Blackfoot, ID 83221		35-07742	
Cornelison &	Cornelison & Olsen P.O. Box 396 Rexburg, ID 83440		35-02165 35-02178C 35-02179B 35-02182C 35-02300	
Crumley, B	Brenda L. Crumley Harold E. Crumley 318 N. 1400 W. Blackfoot, ID 83221		35-02696	
Dance, A	Arlo C. Dance 1167 W. Hwy. 39 Blk F Blackfoot, ID 83221		35-07274	
Dance, D	David P. Dance 435 S. 1150 W. Pingree, ID 83262		35-07422 35-07358 35-07957 35-07958	
Dance, D	David P. Dance 471 S. 1200 W. Pingree, ID 83262		35-02782 35-02898B 35-07548 35-07910 35-13070	
Dance, K	Kelly Dance 410 N. 200 W. Blackfoot, ID 83221		35-07992	
Dance, L	Leon Dance 599 Mc Adoo Blackfoot, ID 83221		35-02528	
Dance, M	Michael K. Dance Route 3, Box 154A-1 Blackfoot, ID 83221		35-02765	
Dean, M	Max Dean, M.D. Retirement Trust P.O. Box 962 Boise, ID 83701		35-07449A 35-07449B	

Dewey, J	John L. Dewey 689 W. 175 N. Blackfoot, ID 83221		35-02094F 35-02219A 35-02219B 35-07811	
Dygert, J	Joe Dygert 850 Lincoln Drive, No. 148 Idaho Falls, ID 83401		35-02160B 35-02651D 35-07772	
Eastern	Eastern Idaho Production Credit P.O. Box 1667 Pocatello, ID 83204		35-02238 35-02241A 35-02242 35-02420 35-02449 35-07093 35-07768 35-07774 35-07776 35-11213	
Ellis, J	Jennifer R. Ellis Shawn D. Ellis 2 N. 950 W. Blackfoot, ID 83221		35-07496	
Ellis, D	Delwyn V. Ellis 904 W. 200 N. Blackfoot, ID 83221		35-02493 35-07773	
Farm Credit	Farm Credit Bank of Spokane P.O. Box 51598 Idaho Falls, ID 83405		35-02183D	
Farmer, E	Earl Eugene Farmer 780 Curtis Blackfoot, ID 83221		35-07301	
Farms, LLC	Farms, LLC c/o Brad Hall 2840 Sunnybrook Lane Idaho Falls, ID 83404		35-02348 35-07215 35-07655 35-07929	
Fielding, G	Gary R. Fielding 134 W. 600 N. Blackfoot, ID 83221		35-02256 35-02309 35-02317A 35-02317B 35-07283 35-07478 35-07479A 35-07479B	
Fields Financial	Fields Financial Services 156 N. 500 W. Blackfoot, ID 83221		35-07458C 35-12264	
Finicle, D	Douglas P. Finicle Marlene K. Finicle 1820 W. 400 S. Pingree, ID 83262		35-02739	

Furniss Bros.	Furniss Brothers Farms 131 N. Oak Blackfoot, ID 83221		35-02363	
Gamble, C	Clyde J. Gamble 1715 W. 200 N. Blackfoot, ID 83221		35-02214A 35-07598	
Gamble, B	Brent A. Gamble 282 N. 1400 W. Blackfoot, ID 83221		35-02126 35-07700	
Gardner, I	Ivan E. Gardner Jean Gardner 16 W. River Road Blackfoot, ID 83221		35-0215SA	
Gardner, I	Ivan E. Gardner Jean Gardner 16 W. River Road Blackfoot, ID 83221 Lance I. Gardner 589 N. 150 W. Blackfoot, ID 83221 Mark W. Gardner 119 W. 600 N. Blackfoot, ID 83221		35-02136C 35-02136D 35-02137 35-02331 35-02349 35-07144	
Gardner, L	Lance I. Gardner 589 N. 150 W. Blackfoot, ID 83221		35-02157 35-02367	
Gardner, L	Lance I. Gardner Mark W. Gardner 589 N. 150 W. Blackfoot, ID 83221		35-02179E 35-02399 35-02573 35-02851	
Gelles, L	Lynn Gelles Paul Gelles 184 S. 900 W. Blackfoot, ID 83221		35-07448	
George, J	Joseph George Nancy George 981 S. 2400 W. Aberdeen, ID 83210		35-02426	
Gibson, D	Dean W. Gibson 670 N. 850 W. Blackfoot, ID 83221		35-07928 35-11077	
Gilbert, D	Dan Gilbert Deborah Gilbert 114 N. 1600 W. Blackfoot, ID 83221		35-02366B 35-12904	

Goodwin, P	Patty V. Goodwin Craig D. Goodwin 1624 W. 300 N. Blackfoot, ID 83221		35-07194	
Goodwin, S	Steve B. Goodwin Virginia Goodwin 183 S. 1000 W. Blackfoot, ID 83221		35-07862 35-08090 35-08091 35-08092 35-08633 35-08847	
Grandview Farms	Grandview Farms P.O. Box 834 Blackfoot, ID 83221		35-02599 35-02685 35-07490 35-13046	
Gregersen, R	Roxie Gregersen Michael R. Gregersen 1161 W. 600 N. Blackfoot, ID 83221		35-07357C	
Gregersen, E	E. L. Gregersen Corine Gregersen 1559 W. 300 N. Blackfoot, ID 83221		35-02381 35-02184A	
Griffiths, J	Jesse J. Griffiths 2061 W. 800 N. Blackfoot, ID 83221		35-02334 35-02660 35-07070	
Griffiths, L	Lee R. Griffiths 2063 W. 800 N. Blackfoot, ID 83221 Jesse J. Griffiths 2061 W. 800 N. Blackfoot, ID 83221		35-02383	
Griffiths, G	Gareth J. Griffiths 2062 W. 800 N. Blackfoot, ID 83221 Jesse J. Griffiths 2061 W. 800 N. Blackfoot, ID 83221		35-12653 35-12654	
Hale, A	Angela Hale Michael Hale 978 W. Hwy. 39 Blackfoot, ID 83221		35-02478C	
Hansen, B	Beverly P. Hansen Laron J. Hansen 701 N. 1500 W. Blackfoot, ID 83221		35-02729 35-02756 35-07099 35-07767	
Haroldson, J	James Haroldson 79 N. 2200 W. Pingree, ID 83262		35-02418 35-02464	

EXHIBIT A to STANDARD FORM 2 RESPONSE TO OBJECTION

Basin 35 subcases (Part 2) / Page 7

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Harris, N	Nils Harris 408 N. 300 W. Blackfoot, ID 83221		35-04074A	
Harris, E	Earl E. Harris Nils Harris 408 N. 300 W. Blackfoot, ID 83221		35-04074B	
Hatch, J	John Mark Hatch, et al 3096 N. 26 W. Idaho Falls, ID 83402		35-02164B	
Hess, R	Renee Hess Steven Lee Hess 137 S. Lavaside Blackfoot, ID 83221		35-07758	
Hill, D	Dennis G. Hill Kristine S. Hill 126 W. 450 N. Blackfoot, ID 83221		35-07566	
Hunter, D	Danny L. Hunter 820 W. 700 N. Blackfoot, ID 83221		35-07895	
Jackson, D	Donald F. Jackson 1193 W. 600 S. Pingree, ID 83262		35-04077 35-12139	
Jensen, D	Don L. Jensen Leola F. Jensen 745 N. 1400 W. Blackfoot, ID 83221		35-02202A 35-13030	
Jensen, C	Chris L. Jensen 585 W. 75 th S. Blackfoot, ID 83221		35-02478B 35-07411B	
Jones, M	Murray Jones Barry Jones 204 S. 1100 W. Blackfoot, ID 83221		35-07454	
Jones, O	Oma W. Jones 181 N. 800 W. Blackfoot, ID 83221		35-02690B	
Jorgensen, K	Kay S. Jorgensen Box J Moreland, ID 83256		35-02750B	
Katseanes, M	Michael Katseanes Loujean Katseanes 1462 W. Hoff Road Blackfoot, ID 83221		35-02160A 35-11200	
Knudson Poor	Knudson Poor Farms, Inc. 2700 W. 2100 S. Aberdeen, ID 83210		35-02391 35-07777	

Kolbet, W	Wanda I. Kolbet 751 W. 160 N. Moreland, ID 83256		35-02690A	
Larsen, S	S. E. M. Larsen Trust 862 W. 650 N. Blackfoot, ID 83221		35-02094E	
Larsen, N	Nichollette Larsen Michael G. Larsen 862 W. 650 N. Blackfoot, ID 83221		35-02094G	
Larsen, G	Gary E. Larsen 124 N. 1075 W. Blackfoot, ID 83221		35-02466	
Larsen, G	Gerald Larsen Myrtle Larsen 864 W. 650 N. Blackfoot, ID 83221		35-02094D 35-07018A 35-07018B 35-07232A	
Larsen, R	Richard Larsen Peggy Larsen 267 W. 4650 N. Rexburg, ID 83440		35-07311	
LDS Church	LDS Church Real Estate Division 50 E. North Temple, 12th Floor Salt Lake City, UT 84150		35-02263B 35-07190 35-07783 35-08048	Foster
Le Fevre, M	Max L. Le Fevre Keri A. Le Fevre 1276 W. Hoff Road Blackfoot, ID 83221		35-02096B	
Leavitt, D	Dennis Leavitt Kenea Leavitt 220 N. 740 W. Blackfoot, ID 83221		35-02226 35-02322A 35-02705	
Lebrecht, B	Brian A. Lebrecht 2726 W. 500 S. Sterling, ID 83210		35-02564 35-07887 35-08021	
Lebrecht, W	Wulf A. Lebrecht Trudy Scott P.O. Box 834 Blackfoot, ID 83221		35-02458 35-13045	
Lilya, C	Claude E. Lilya Grace S. Lilya 414 N. 400 W. Blackfoot, ID 83221		35-02908	
Lilya, C	Claudon E. Lilya Margaret M. Lilya 345 W. 400 N. Blackfoot, ID 83221		35-07344	

Lindholm, P	Patti Lindholm Paul Lindholm 1011 W. Hwy. 26 Blackfoot, ID 83221		35-04062	
Lindsay, D	Douglas K. Lindsay Victoria Lindsay 68 N. 1400 W. Blackfoot, ID 83221		35-02213A 35-02337	
Lloyd, C	Calvin G. Lloyd Kimberly Lloyd 1445 Mountain Road Bancroft, ID 83217		35-02848 35-02856	
Lloyd Farms	Lloyd Farms c/o David Lloyd P.O. Box 211 Bancroft, ID 83217		35-02253A	
Mark Maker	Mark Maker, Inc. 630 W. 150 N. Blackfoot, ID 83221		35-07195	
Martin, M	Michael J. Martin 460 N. 1500 W. Blackfoot, ID 83221		35-02205F 35-02269E 35-02269F	
Martin L	Larry Dale Martin Julie Ann Martin 223 N. 900 W. Blackfoot, ID 83221		35-02396 35-02593 35-07175 35-07549 35-07550 35-07806	
Matsuura, D	Deola Rae Matsuura Brent Matsuura 1132 E. Walker Blackfoot, ID 83221		35-07610	
McCullough, W	William J. McCullough 7218 S. 35 W. Idaho Falls, ID 83402		35-02878A 35-02878B	
Mecham, A.	Archie L. Mecham Marjorie Mecham 198 N. 500 W. Blackfoot, ID 83221		35-02156 35-02168 35-02720 35-02338 35-07029 35-07591 35-12920	
Mecham, S	Steven D. Mecham 227 W. 450 N. Blackfoot, ID 83221		35-07412	
Merrill, J	J. K. Merrill & Sons, Inc. P.O. Box 4065 Pocatello, ID 83201		35-02665	

Messick, R	Rocky J. Messick Jessie L. Messick 161 S. Lavasida Blackfoot, ID 83221		35-07580	
Mickelsen, D	Deanna Mickelsen Todd Mickelsen 417 N. 400 W. Blackfoot, ID 83221		35-02435	
Morgan, N	Neil Morgan Julia Morgan 762 W. Hwy. 39 Blackfoot, ID 83221		35-02412	
Mundt, G	George Mundt Valerie Mundt 1174 N. 575 E. Shelley, ID 83274		35-02129	
Murdock, D	Dale C. Murdock 1048 W. Hwy. 39 Blackfoot, ID 83221		35-02670D	
Murdock, R	Ronald Murdock 1065 W. 125 N. Blackfoot, ID 83221 Steven Murdock 1050 W. Hwy. 39 Blackfoot, ID 83221		35-02670B 35-02670C	
Nation, J	John L. Nation, Jr. Nancy A. Nation 213 N. 500 W. Blackfoot, ID 83221		35-07893	
Nickell, G	Greg Nickell Kayce C. Nickell 658 N. 150 W. Blackfoot, ID 83221		35-02153B 35-02791	
O'Donnell, P	Patrick O'Donnell 1012 Deepwood Place Wilmington, NC 28405		35-02563 35-07769	
Oliveira, G	Goerge P. Oliveira 1264 Hwy. 26 Blackfoot, ID 83221		35-07095D	
Olsen, J	J. Henry Olsen 1005 W. Hwy. 26 Blackfoot, ID 83221		35-02384 35-07092	
Olsen, J	John W. Olsen Robert W. Olsen 40 W. Rich Lane Blackfoot, ID 83221		35-07465	

Parks, R	Raymond Parks 927 W. 200 N. Blackfoot, ID 83221		35-02181B	
Parks, R	Raymond Parks Paula G. Parks 1054 W. Taber Road Blackfoot, ID 83221		35-02181C 35-07670A 35-10813	
Perschon, G	George E. Perschon Renee P. Perschon 158 N. 1200 W. Blackfoot, ID 83221		35-02086 35-02087A 35-02087B 35-02097F 35-02101A 35-02101B 35-02101C 35-02106 35-02245 35-02295 35-02361 35-04046 35-07330 35-07757	
Phillips, M	Mathew P. Phillips Annalee Phillips 617 N. 1200 W. Blackfoot, ID 83221		35-02241B 35-02552 35-07782	
Phillips, W	William Phillips & Sons Partnership 904 N. 1200 W. Blackfoot, ID 83221		35-02265 35-02541 35-04214	
Price, M	Marvin Price Allene Price 573 N. 700 W. Blackfoot, ID 83221		35-02071 35-02455 35-11409	
Prouse, G	Gordon G. Prouse 914 W. 650 N. Blackfoot, ID 83221		35-04091	
Ransom, R	Rodney S. Ransom 802 W. 1050 N. Blackfoot, ID 83221 Max S. Ransom 1099 N. 900 W. Blackfoot, ID 83221		35-02879 35-13229	
Rising River	Rising River Land & Livestock Co., Inc. P.O. Box 698 Blackfoot, ID 83221		35-02272B	
Robinson, A	Almy J. Roinson Vera Jo Robinson 8639 N. Parks Road Pocatello, ID 83201		35-07385	

Scott, L	Lona M. Scott 187 S. 800 W. Blackfoot, ID 83221		35-07818	
Scott, T	Trudy Scott Wulf A. Lebrecht P.O. Box 834 Blackfoot, ID 83221		35-02457 35-07585 35-07816	
Seamons, G	Gary Seamons 727 W. 700 N. Blackfoot, ID 83221		35-02094H 35-02094J 35-04120 35-07980 35-07981 35-07982 35-07983	
Searle, D	Dean L. Searle S & S Farms 547 E. 1250 N. Shelley, ID 83274		35-04115	
Seeley, A	Arnold Lynn Seeley P.O. Box 925 Blackfoot, ID 83221		35-08035	
Shawver, F	F. Mark Shawver 1168 W. 200 S. Pingree, ID 83262		35-07312 35-13009	
Shawver, R	Robert W. Shawver 143 S. 1200 W. Blackfoot, ID 83221		35-07168	
Smith, W	W. W. Smith, et al Box 399 Blackfoot, ID 83221		35-08014	
Smith, W	W. W. Smith, et al 1055 Airport Road Blackfoot, ID 83221		35-02510	
Snake River	Snake River Livestock Co. 830 Tabor Road Blackfoot, ID 83221		35-02219C 35-07186	
Soderquist, L	Lyle R. Soderquist Krista Soderquist 494 N. 1200 W. Blackfoot, ID 83221		35-02244 35-02307 35-02324A 35-02358 35-02781 35-02858A 35-02873 35-07076 35-13202	
Stander, L	Lawrence Stander Gaylen Stander 50 S. 900 W. Blackfoot, ID 83221		35-07108	

Stewart, H	Homer Stewart Lela Stewart 288 N. 400 W. Blackfoot, ID 83221		35-02904A	
Stolworthy, B	Brent Stolworthy Family Ltd. Partnership 3669 S. Holmes Idaho Falls, ID 83404		35-02759 35-13067	Foster
Stroh, C	Clarence Stroh Mabel W. Stroh 1221 W. 300 S. Pingree, ID 83262		35-07035 35-07504	
Swiss Mill	Swiss Mill Dairy, Inc. 631 N. 110 W. Blackfoot, ID 83221 Swiss Mill Dairy, Inc. 631 N. 1110 W. Blackfoot, ID 83221		35-07232B 35-07347	
Thompson, G	Garth Thompson Daryl Thompson 493 S. 1200 W. Pingree, ID 83262		35-07296A 35-07386A	
Thompson Farms	Thompson Farms 493 S. 1200 W. Pingree, ID 83262		35-04040A 35-04040B 35-07296B 35-07386B	
Tominaga, F	Frank Tominaga 1448 W. 100 S. Blackfoot, ID 83221		35-07040	
Trego, G	Gary Trego 53 N. 550 W. Blackfoot, ID 83221		35-07702B	
Tsukamoto Farms	Tsukamoto Farms, Inc. 23 S. Thompson Lane Blackfoot, ID 83221		35-02179D	
Van Orden Bros.	Van Orden Brothers Land c/o Lee Roy Van Orden 1403 W. 300 S. Pingree, ID 83262		35-02862B 35-07241	
Van Orden, E	Eugene Van Orden Carolynn Van Orden 399 S. 1100 W. Pingree, ID 83262		35-04024 35-07309	
Van Orden, P	Paunie Van Orden Larry E. Van Orden 1065 W. 125 S. Blackfoot, ID 83221		35-07010	

Watt, Ri	Richard D. Watt 1425 W. 100 S. Pingree, ID 83262 Ronnie Watt 1450 W. 200 S. Pingree, ID 83262		35-07057 35-07122 35-07054	
Watt, L	Larry E. Watt 462 S. 1200 W. Pingree, ID 83262		35-07012B 35-07522 35-07599	
Watt, L	Larry E. Watt Ronnie Watt Richard D. Watt 1450 W. 200 S. Pingree, ID 83262		35-07056	
Wheeler, G	Geraldine J. Wheeler 767 W. 100 N. Blackfoot, ID 83221		35-02497 35-07534 35-12683	
Wheeler, J	James D. Wheeler 693 W. 700 N. Blackfoot, ID 83221		35-04050	
Whitehead, L	La Val Whitehead 523 N. 100 W. Blackfoot, ID 83221		35-02270 35-02527	
Wilcox, K	Keith Wilcox & Sons 5499 W. 1000 S. Rexburg, ID 83440		35-07310A	
Williams, S	Stephen Gayle Williams 971 W. 250 S. Blackfoot, ID 83221		35-07044	
Williams, C	Estate of C. L. Williams Williams & Wheeler P.O. Box 50130 Idaho Falls, ID 83405		35-02876 35-04237	
Williams, N	Nancy Williams J. Stanley Williams 1286 W. 200 S. Pingree, ID 83262		35-02355 35-02356 35-02374 35-02375 35-02438A 35-07214 35-07473 35-07474	
Williams, W	William M. Williams 6 S. 900 W. Blackfoot, ID 83221		35-02567B	
Williams, C	C. Gayle Williams 374 S. 1100 W. Pingree, ID 83262		35-07269	

Van Orden, K	Karen T. Van Orden 35 N. 1200 W. Blackfoot, ID 83221		35-08031	
Van Orden, G	Garth Van Orden Julie Van Orden 131 N. Oak Blackfoot, ID 83221		35-02693A 35-07230 35-08017B	
Verwolf, M	Mary C. Verwolf Daniel D. Verwolf 1280 W. Hwy. 26 Blackfoot, ID 83221		35-07095C	
Wada, Ag	Agnes H. Wada Frank S. Wada 131 N. Oak Blackfoot, ID 83221		35-07791	Foster
Wada, C	Christine Wada Albert Wada 131 N. Oak Blackfoot, ID 83221		35-04066	Foster
Wada, Al	Albert T. Wada Christine Wada 326 S. 1400 W. Pingree, ID 83262-1137		35-02178E 35-02178F 35-02180C 35-02182A 35-02182E	Foster
Wada, Al	Albert T. Wada 131 N. Oak Blackfoot, ID 83221		35-02816	Foster
Walters, G	George B. Walters 665 W. 100 S. Blackfoot, ID 83221		35-02914	
Ward, L	Leland D. Ward Melba S. Ward 424 W. Hwy. 26 Blackfoot, ID 83221		35-02722 35-07095E 35-07778	
Ward, D	DeLoy and Viola Ward Neal and Shelley Ward 1305 S. 2nd E. Rexburg, ID 83440		35-02314 35-02397 35-02441 35-07024 35-07074 35-07075 35-13230	
Ward, D	DeLoy Ward Viola J. Ward 1305 S. 2nd E. Rexburg, ID 83440		35-02132 35-02431 35-02478D 35-07021 35-07237 35-07444 35-07538 35-07847 35-08580	

Winding Brook	Winding Brook Corp. c/o Rodney Moore P.O. Box 53 Nampa, ID 83653		35-02181F 35-02272A 35-02273	
Winding Brook	Winding Brook Corp. Batterymarch Agrivest 500 Winding Brook Drive Glastonbury, CT 06033		35-02179A 35-02180A 35-02181E 35-10522	
Wixom, K	Ken J. Wixom Pauline W. Wixom 260 W. 300 N. Blackfoot, ID 83221		35-02237 35-02422	
Wood, D	Dean Wood Jance C. Wood 1255 W. 50 S. Blackfoot, ID 83221		35-07731	
Wood, V	Vaughn Wood 1616 W. 700 N. Blackfoot, ID 83221-5078		35-02278 35-07356	
Wootton, G	G. N. Wootton Bodean Wootton 187 S. Lavaside Blackfoot, ID 83221		35-02288 35-07273	
Wray, C	Connie Wray Berkley Wray 960 W. Hwy. 26 Blackfoot, ID 83221		35-04211	
Young, I	Ilene W. Young Eldon Young 156 S. 1300 W. Pingree, ID 83262		35-02111 35-11017	

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A35-02670D
Date Received: 5/25/1989
Receipt No: E008045
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DALE C MURDOCK
Address: 1048 W HWY 39
BLACKFOOT ID

208-684-4051

83221

2. Date of Priority: JUN 22, 1961

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02S	34E	32	NW	NE	SW		BINGHAM
			SW	SW	SE	2	BINGHAM

5. Description of diverting works:
WELL/PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.910		366.00

7. Total Quantity Appropriated is:
1.910 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	34E	32	SE	NW		IRR	16.0
			NE	SW		IRR	36.0
			NW	SE		IRR	38.0
			SW	SE		IRR	1.5

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	91.5
					Total Acres	91.5

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
PEOPLES CANAL CO.

14. Remarks:

RIGHT NO. 35-02670C IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.
*THIS CLAIM AMENDED TO REFLECT ACTUAL HISTORICAL PLACE OF USE IN
THE CORRECT QUARTER-QUARTERS.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *Rale C Murdock* Date: 12-24-98

Date: _____

State of Idaho)
County of BONNEVILLE) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of December 19 98



Gregory J. Taylor
Notary Public

Residing at Idaho Falls Id
My Commission Expires 4-28-2004

IDAHO DEPARTMENT OF WATER RESOURCES

DALE MURDOCK

Water Right No(s).

35-02670D



0 1320 2640 Feet

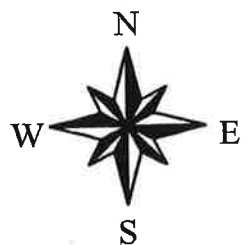
⊙ Point of Diversion
Location

Place of Use
Boundary

Section Lines

Quarter/Quarter Lines

Township(s) 02S, Range(s) 34E
Section(s) 32



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: Greg Taylor
Date: Dec. 22, 1998

Dec. 18, 1998

From: Ronald & Steven Murdock
1050 W. Hwy 39
Blackfoot, Id. 83221
208-684-3105

Dale C. Murdock
1048 W. Hwy 39
Blackfoot, Id. 83221
208-684-4051

To: District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

To Whom it may concern:

Within the last six months, the Idaho Dept. of Water Resources has sent us "Preliminary Recommendation of Water Rights Acquired Under State Law", together with a GIS map, and an overlay, indicating place of use. As we have reviewed those maps closer, we have found some errors, with regard to property line boundaries, and water rights. (These were errors most likely made, and overlooked by us when we filed the original claims).

We are therefore OBJECTING to the proposed water right #'s: 35-02670B, 35-02670C, 35-02670D, as they have previously been presented to you.

Referring to a copy of the maps obtained from the Bingham County Assessors office, and the Idaho Dept. of Water Resources "GIS" map, we will explain these errors as follows:

1. The small parcel of land labeled as: "ref. # 1", should be included in Water Right # 35-02670B, and excluded from # 35-02670D.

2. The small parcel of land labeled as : "ref. # 2", should be included in Water Right # 35-02670C, and excluded from # 35-02670D.

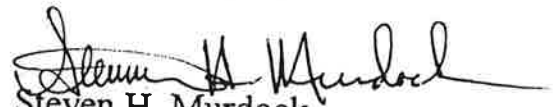
3. The small parcel of land labeled as "ref. # 3", should be included in Water Right # 35-02670D, and excluded from # 35-02670C.

Please find enclosed for your reference:

1. GIS maps from the Idaho Dept. of Water Resources.
2. Map from the Bingham County Assessors Office.
3. Disclaimer letters from property owners involved.

Thank- You,
(From the property owners involved)

Ronald D. Murdock


Steven H. Murdock


Dale C. Murdock

Dec. 18, 1998

From: Ronald & Steven Murdock
1050 W. Hwy 39
Blackfoot, ID 83221
208-684-3105

To: District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

To Whom it may concern:

We, Ronald & Steven Murdock, do not claim to own a small parcel of land we will refer to as, "ref. # 3, as noted on the enclosed map from the Bingham County Assessors Office. This was included in our Water Right # 35-02670C by mistake, and should be included with water rights for Dale C. Murdock.

State of Idaho
County of BONNEVILLE



Thank- You,

Steven H. Murdock

Ronald D. Murdock and/or
Steven H. Murdock

witnessed before a Notary
this 22nd day of Dec., 19 98

Gregory J. Taylor

Residing @ Idaho Falls Id.

My Commission Expires 4-28-2004

This is a copy of the map from the Bingham Co.

Ronald / R
Murdock
Steven
Murdock

RONALD D & RAMONA MURDOCK
STEVEN H & LYNNETTE MURDOCK
86.1 %

STEVEN H MURDOCK
RONALD D MURDOCK

13.9 %
CORR DEED 11-25-86
355758, 355760

T-6467

T-238

T-234

Dale C. Murdock

T-237

1043.62
ref #1

1085
ref #2

D MURDOCK & STEVEN H MURDOCK
WD 2-11-94 422861

-1775 LOT 4
40.37

T-5264

T-5291

T-11973

T-3325

400

LD D MURDOCK
EN H MURDOCK PTNSHP
2-11-94 422864

LOT 3
40.21

LOT 2
40.05

T-235

T-239

Ronald or Steven Murdock

T-7939
T-7940
T-7941
T-7942

T-8253

T-5284

T-7402

S 89.50 E 2569.03

877.258

115 115 200
836 9800

1322.48

HWY 39

T2S R34E Sec

Lynette

88/76
1322.49

32

274127

[illegible]

HP LaserJet 3100
Printer/Fax/Copier/Scanner

SEND CONFIRMATION REPORT for
WATER RESOURCES
2083275400
May-7-02 12:58PM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
334	5/ 7 12:54PM	3'31"	208 525 7177	Send.....	16/16	EC144	Completed.....

Total 3'31" Pages Sent: 16 Pages Printed: 0



State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83728, Boise, Idaho 83728-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

DO NOT REPRODUCE OR
DISTRIBUTE
WITHOUT
PERMISSION

FAX Transmittal Cover Sheet

Number of pages including this one: 16

Date: 5-10-02
To: Al Ruberry

Fax No.: _____

From: Vicki MMSIC

Fax No.: _____

Phone No.: _____

Subject: And claim 35-2670D. I see they
objected to B.C. Let me know if you need
more info -100-

In Addition: There is now a way to research water rights over the Internet. The system is a graphical or text query system and can be accessed from the IDWR home page:

<http://www.idwr.state.id.us>

From that link, select "Snake River Basin Adjudication" toward the lower left hand of the screen. Then select "Map" or "Text" on the next page.

"TEXT" lets you search water rights via Name, Legal, Source, etc.

Enter in the information you know. Information can be entered under more than one tab. After you have completed entering your information, select "Search"

"MAP" allows you to search water rights graphically.

Use the tools on the Left side of the screen to Zoom in and out. To find out what each button does, hold the cursor over the button for a second. To the Right side of the screen are different layers that can be turned on or off. As you zoom in to your place in question, different layers will appear on the right side of the screen.

A HELP function is available within the application or you can call 1-800-451-4129 or (208)327-7906 for help.