

T 69544

02/15/2002

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

RIGHT NUMBER: 35-13340
NAME AND ADDRESS: BINGHAM COOPERATIVE INC
PO BOX 887
BLACKFOOT ID 83221

SOURCE: GROUND WATER
QUANTITY: 0.65 CFS
118.8 AFY

TRIBUTARY:

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.65 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 130 AF. COMBINED RIGHT NOS.: 35-13340, 35-13362

PRIORITY DATE: 11/13/1972

POINT OF DIVERSION:

T02S R35E S32 NWNW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.470 CFS 88.80 AFY
COMMERCIAL	01/01 12/31	0.180 CFS 30.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T02S R35E S32 NWNW 18.0 T02S R35E S32 SWNW 7.0

COMMERCIAL Within BINGHAM County

T02S R35E S32 NWNW

25 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 25 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 35-13340,
35-13362

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 22.2 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

A3513340



PROFILED

OCT 11 2005

02/15/2002

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

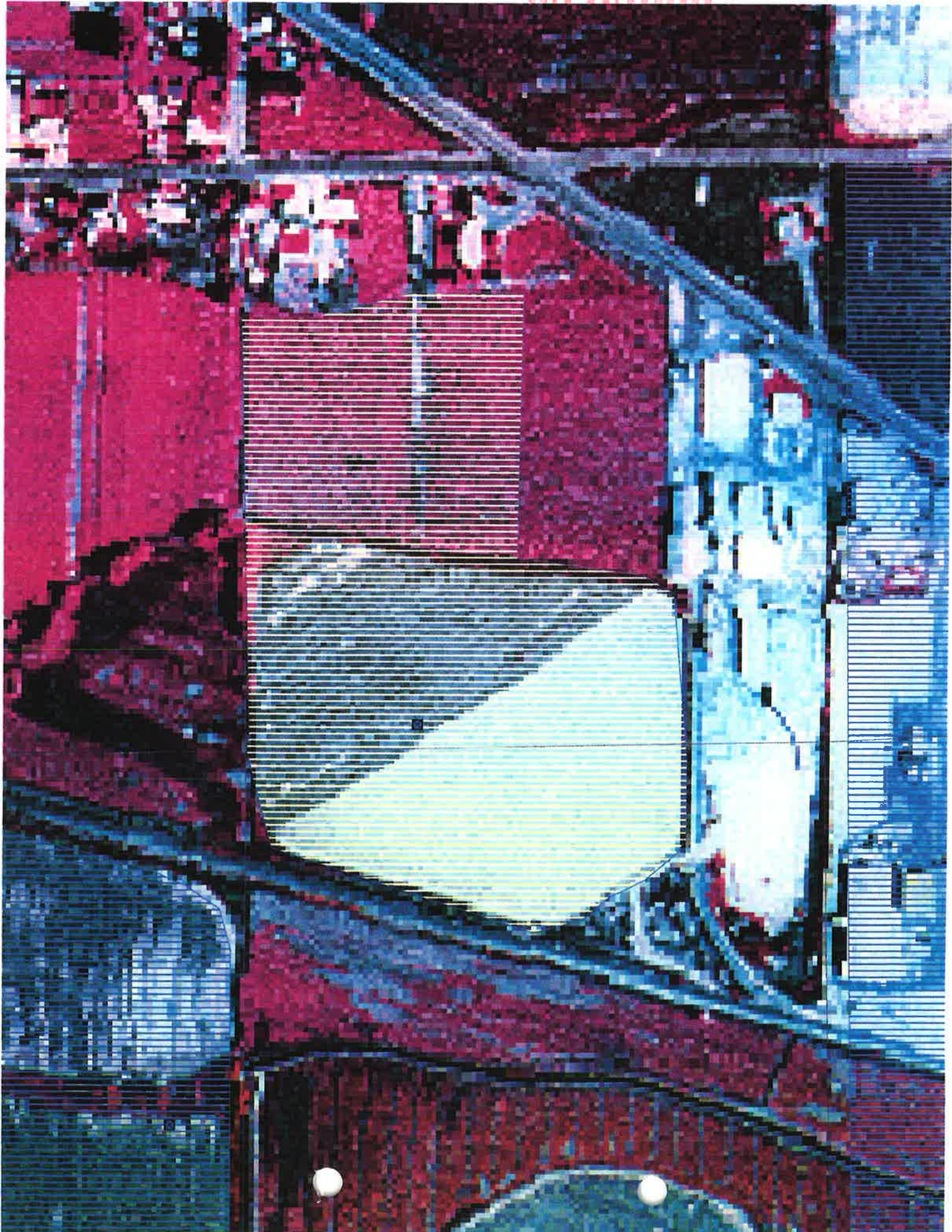
Commercial use is for processing fertilizer.
Right 35-13362 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
THIS RIGHT IS A SPLIT FROM FORMER RIGHT 35-07262.
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.
The right holder shall accomplish the change authorized by transfer 69544 by Jan 10, 2003
Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
Right 35-13362 is also diverted through the point(s) of diversion described above.
All water rights within Basin 35 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

PROFILED

SCANNED
OCT 11 2005

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PROTECTED



WATER RIGHT NO. 35-13340
As Modified by Transfer No. 69544

In accordance with the approval of Transfer No. 69544, Water Right No. 35-13340 is now described as follows.

Right Holder: BINGHAM COOPERATIVE INC
 PO BOX 887
 BLACKFOOT ID 83221

Priority Date: 11/13/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.47 CFS	88.8 AF
COMMERCIAL	01/01	to 12/31	0.18 CFS	30.0 AF
			0.65 CFS	118.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNW Sec. 32 Twp 02S Rge 35E BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 35E 32						18.0	7.0										25.0

Total Acres: 25

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S 35E 32						X											

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Right 35-13340 is limited to the irrigation of 22.2 acres within the place of use described above in a single irrigation season.
2. Rights 35-13340 and 35-13362 when combined shall not exceed a total diversion rate of 0.65 cfs.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. Right 35-13362 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

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WATER RIGHT NO. 35-13340
As Modified by Transfer No. 69544

CONDITIONS OF APPROVAL

6. Right 35-13362 is also diverted through the point(s) of diversion described above.
7. All water rights within Basin 35 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
12. Commercial use is for processing fertilizer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 10th day of January, 2002



Chief, Water Allocation Bureau

PROFILED

SCANNED
OCT 11 2005