

IDAHO DEPARTMENT OF WATER RESOURCES

5/17/2017

Proof Report

Water Right 1-37A

Before Split

Owner Type **Name and Address**
 Current Owner GAYLEN POND
 3546 W 6800 S
 REXBURG, ID 83440
 (208)356-6678

Current Owner LOIS L POND
 3546 W 6800 S
 REXBURG, ID 83440
 (208)356-6678

Priority Date: 6/1/1891**Basis:** Decreed**Status:** Active

Source
 SNAKE RIVER

Tributary
 COLUMBIA RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	2.400 CFS	
	Total Diversion		2.400 CFS	

Source and Point(s) of Diversion

SNAKE RIVER SESENW Sec. 35, Twp 05N, Rge 39E, MADISON County

Place Of Use

IRRIGATION within MADISON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	39E	27			30.5	26.0									4.5				61.0

POU Total Acres: 61.0

Conditions of Approval:

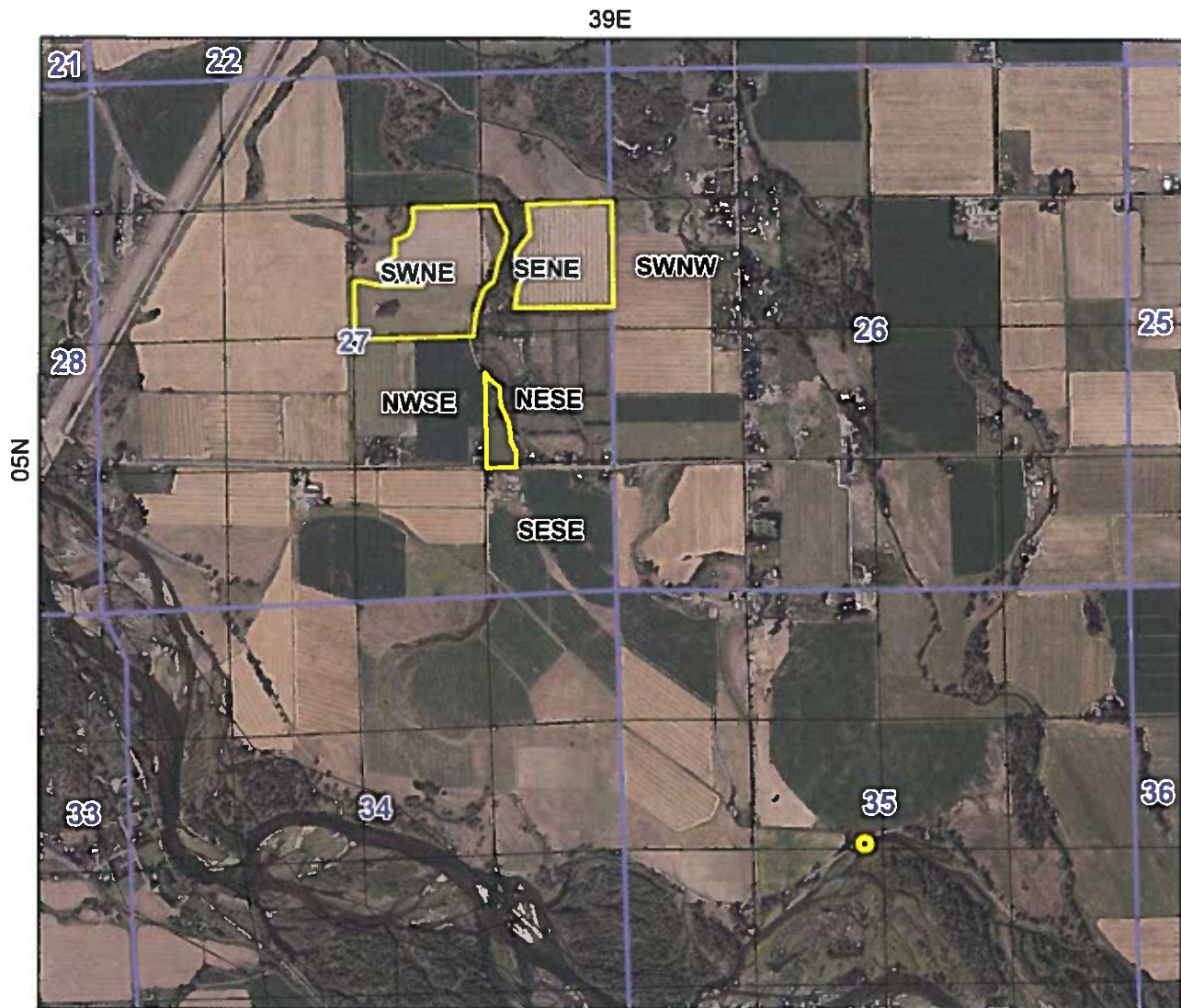
1. 186 The diversion of water through the Bannock Jim Canal shall not exceed a total combined maximum diversion rate of 1.11 cfs.
2. X35 Rights 1-37A and 1-319B when combined shall not exceed the irrigation of 61.0 acres.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
4. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. Prior to April 1st of each year, the right holder shall notify the watermaster of the amount of water under this right that will be delivered to the Nelson Corey Canal and to the Bannock Jim Canal. Failure to notify the watermaster by April 1st of each year will result in this right being delivered to the Nelson Corey Canal.

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6. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. 004 This right does not grant any right-of-way or easement across the land of another.
8. F01 Water is delivered through Bannock Jim Canal and Nelson Corey Canal.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. 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.
11. T19 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources
Water Right License
1-37a



0 0.225 0.45 0.9 Miles

-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections



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Water Right 1-37A

After Split

Owner Type **Name and Address**
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 3546 W 6800 S
 REXBURG, ID 83440
 (208)356-6678

Current Owner LOIS L POND
 3546 W 6800 S
 REXBURG, ID 83440
 (208)356-6678

Priority Date: 6/1/1891**Basis:** Decreed**Status:** Active

Source
 SNAKE RIVER

Tributary
 COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	2.230 CFS	
	<u>Total Diversion</u>		2.230 CFS	

Source and Point(s) of Diversion

SNAKE RIVER SESENW Sec. 35, Twp 05N, Rge 39E, MADISON County

Place Of Use

IRRIGATION within MADISON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	39E	27			30.5	26.0													56.5

POU Total Acres: 56.5

Conditions of Approval:

1. 186 The diversion of water through the Bannock Jim Canal shall not exceed a total combined maximum diversion rate of 1.03 cfs.
2. X35 Rights 1-37A and 1-319B when combined shall not exceed the irrigation of 56.5 acres.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
4. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. Prior to April 1st of each year, the right holder shall notify the watermaster of the amount of water under this right that will be delivered to the Nelson Corey Canal and to the Bannock Jim Canal. Failure to notify the watermaster by April 1st of each year will result in this right being delivered to the Nelson Corey Canal.

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6. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. 004 This right does not grant any right-of-way or easement across the land of another.
8. F01 Water is delivered through Bannock Jim Canal and Nelson Corey Canal.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. 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.
11. T19 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Comments:

1. Imcfarland 2/23/2016 Transferred Right
This is now an approved transfer. Transfer Number = 80616
2. Ownership Change 5/18/2017 Ownership Change
water right 1-37A was split into 1-37A, 1-10657 and 1-10658.
3. j barg 5/18/2017 POU
Updated Shape

State of Idaho
Department of Water Resources
Water Right License
1-37a



0 0.225 0.45 0.9 Miles

-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections

