

IDAHO DEPARTMENT OF WATER RESOURCES

1/5/2017

Proof Report

Water Right 35-13479

*Before Split***Owner Type**
Current Owner**Name and Address**
LEE MARSHALL & SONS INC
54 N 3145 E
IDAHO FALLS, ID 83402
(208)228-6111**Priority Date:** 3/11/1955**Basis:** Decreed**Status:** Active**Source**
GROUND WATER**Tributary****Beneficial Use**
IRRIGATION**From** 04/01 **To** 10/31
Total Diversion**Diversion Rate**
0.110 CFS
0.110 CFS**Volume****Source and Point(s) of Diversion**

GROUND WATER

NWSW

Sec. 35, Twp 04N, Rge 37E, JEFFERSON County

Place Of Use

IRRIGATION within JEFFERSON 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	
04N	37E	35							1.0	8.0									9.0

Right Acre Limit: 5.6

POU Total Acres: 9.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. USE OF THIS RIGHT WITH RIGHT NO. 35-13481 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.18 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 36 AF.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5.6 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 35-13481 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 9 ACRES IN A SINGLE IRRIGATION SEASON.
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. RIGHT NO. 35-14434, 35-14435, 35-13478, 35-13480 AND 35-13481 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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Comments:

1. jzokan 10/16/2003 Water right split
Right 35-02408A split by ownership change into rights 35-13478 & 35-13479.
2. kpickett 10/6/2005 POD
Correlated PODID 603334 from SpatialDataID 247480 to SpatialDataID 247463
3. jbarg 10/7/2015 Ownership Change
water right 35-13479 was split into 35-13479 and 35-14434
4. jbarg 10/7/2015 POU
Updated Shape

Dates and Other Information

Decreed Date: 1/31/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 120
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.160	232.0	58.0
35-13479 ,35-13481		

Verification Log

SubCase:

N/A

Water Supply Bank:

N/A

35-13479 and 35-13481 Pre-Ownership Change Place of Use



2015 Imagery

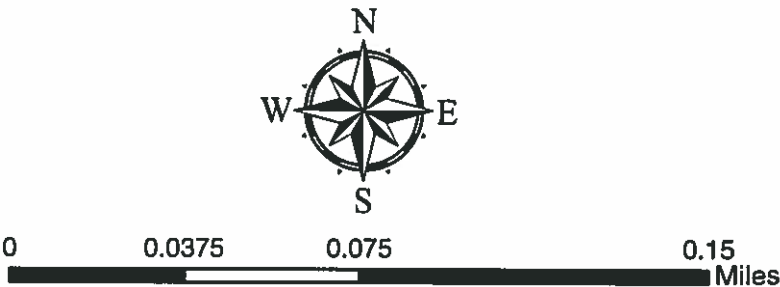
Legend

Water Right POU

Township/Range

Sections

QQ



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1/6/2017

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Water Right 35-13479

After Split

Owner Type **Name and Address**
 Current Owner KENNY MARSHALL
 70 N 3145 E
 IDAHO FALLS, ID 83402
 (208)390-3878

Current Owner JOAN MARSHALL
 70 NORTH 3145 EAST
 IDAHO FALLS, ID 83402
 (208) 390 3878

Priority Date: 3/11/1955**Basis:** Decreed**Status:** Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.080 CFS	
	<u>Total Diversion</u>		0.080 CFS	

Source and Point(s) of Diversion

GROUND WATER NWSW Sec. 35, Twp 04N, Rge 37E, JEFFERSON County

Place Of Use

IRRIGATION within JEFFERSON 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	
04N	37E	35							1.0	5.8									6.8

Right Acre Limit: 4.2

POU Total Acres: 6.8

Conditions of Approval:

1. X27 This right is limited to the irrigation of 4.2 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 35-13479 and 35-13481 when combined shall not exceed a total diversion rate of 0.13 cfs, a total annual maximum diversion volume of 27.2 af at the field headgate, and the irrigation of 6.8 acres.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. 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.

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Comments:

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Right 35-02408A split by ownership change into rights 35-13478 & 35-13479.
2. kpickett 10/6/2005 POD
Correlated PODID 603334 from SpatialDataID 247480 to SpatialDataID 247463
3. jborg 10/7/2015 Ownership Change
water right 35-13479 was split into 35-13479 and 35-14434
4. jborg 10/7/2015 POU
Updated Shape
5. Renumber 1/6/2017 Renumber WR 35-13479
This has been renumbered to 35-14506
6. cfritz 1/6/2017 POU
Updated Shape

Dates and Other Information

Decreed Date: 1/31/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: And
Water District Number: 120
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.130	23.8	6.8
35-13479 ,35-13481		

Verification Log

SubCase:

N/A

Water Supply Bank:

N/A

35-13479 and 35-13481 Post-Ownership Split Place of Use



2015 Imagery

