

IDAHO DEPARTMENT OF WATER RESOURCES

2/29/2016

Proof Report

Water Right 35-7109

Before Split

Owner Type **Name and Address**
 Current Owner W LYNN MURDOCK
 17 S 1400 W
 BLACKFOOT, ID 83221
 (208)684-4992
 Security Interest AXA EQUITABLE LIFE INSURANCE CO
 C/O AXA EQUITABLE AGRIFINANCE LLC
 4333 EDGEWOOD RD NE
 CEDAR RAPIDS, IA 52499-5223

Priority Date: 1/15/1970**Basis:** Decreed**Status:** Active**Source****Tributary**

GROUND WATER

Beneficial Use

IRRIGATION

From**To****Diversion Rate****Volume**

3/15

11/15

1.600 CFS

Total Diversion

1.600 CFS

Source and Point(s) of Diversion

GROUND WATER

NWNENW

Sec. 2, Twp 03S, Rge 33E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03S	33E	2					40.0	35.0	40.0	40.0	40.0	40.0							235.0
							L3	L4											

Right Acre Limit: 80.0

POU Total Acres: 235.0

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 RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.7 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 940 AF. COMBINED RIGHT NOS.: 35-07048 & 35-02070.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 235 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-07048 & 35-02070.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. M01 A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
5. RIGHT NOS. 35-07048 & 35-02070 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

State of Idaho
Department of Water Resources
Water Right License
35-7109



0 0.125 0.25 0.5 Miles

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



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2016

Water Right 35-7109

After Split

Owner Type **Name and Address**
Current Owner W LYNN MURDOCK
17 S 1400 W
BLACKFOOT, ID 83221
(208)684-4992

Priority Date: 1/15/1970

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	03/15	11/15	0.050 CFS	
	<u>Total Diversion</u>		0.050 CFS	

Source and Point(s) of Diversion

GROUND WATER NWNENW Sec. 2, Twp 03S, Rge 33E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM 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	
03S	33E	2						7.0											7.0
								L4											

Right Acre Limit: 2.4

POU Total Acres: 7.0

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 RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.14 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 28 AF. COMBINED RIGHT NOS.: 35-07048 & 35-02070.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 7 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-07048 & 35-02070.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 2.4 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. M01 A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/2/2016

6. SECTION 42-1425, IDAHO CODE.
RIGHT NOS. 35-07048, 35-02070, 35-14492, 35-14493, 35-14494 ARE ALSO
DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Dates and Other Information

Decreed Date: 1/31/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 120
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.140	28.0	7.0
35-2070 ,35-7048 ,35-7109		

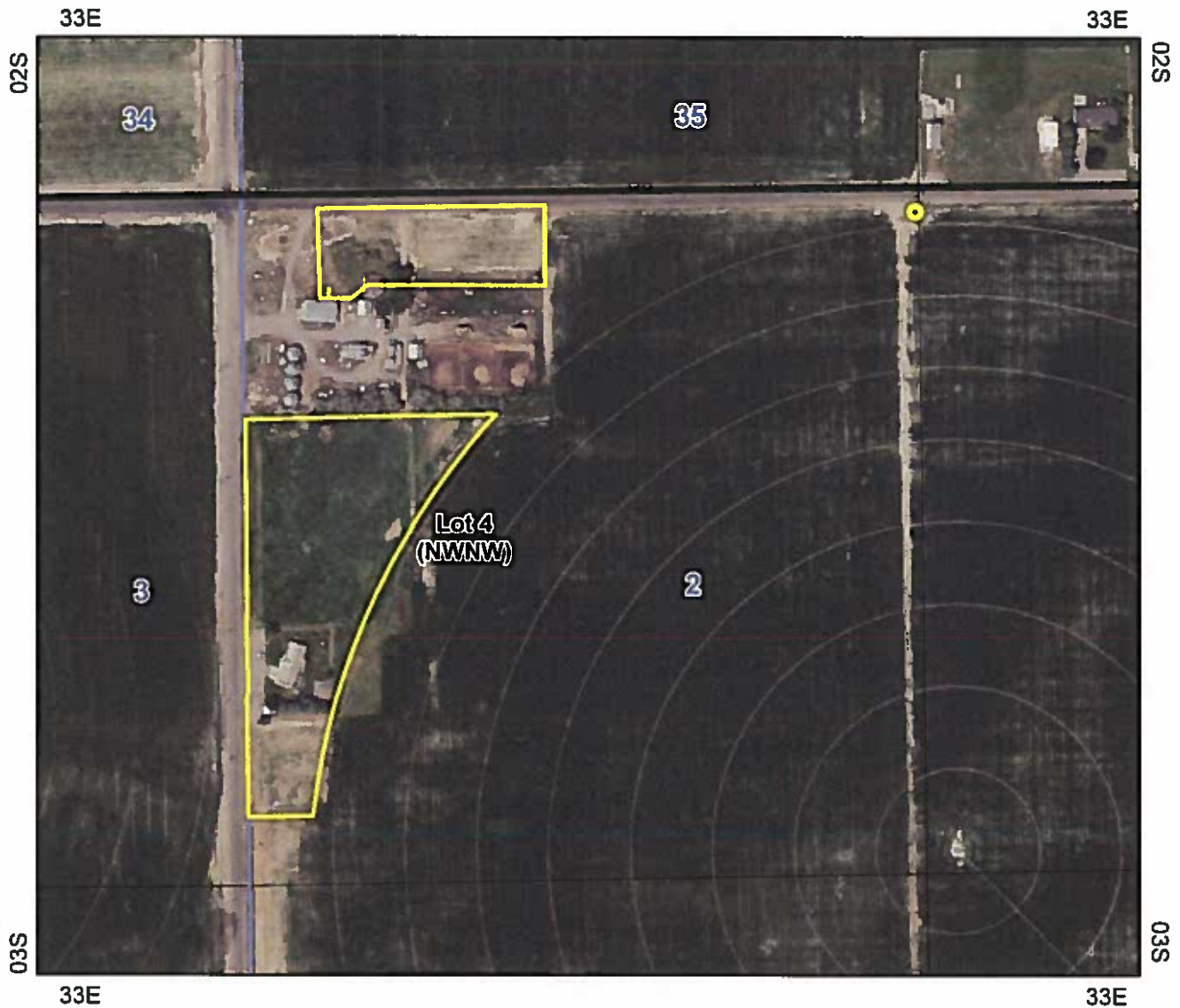
SubCase:

SubCaseNumber: 35-7109
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date: 11/13/2001
Attorney Assigned: SARA C DENISTON
Adjudication Agent:
Basis of Claim:
Date Filed: 6/2/1999
Objection Status: Active

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
35-7109



0 0.04 0.08 0.16 Miles

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

