

IDAHO DEPARTMENT OF WATER RESOURCES

2/29/2016

Proof Report

Water Right 35-7048

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: 9/4/1968**Basis:** Decreed**Status:** Active**Source****Tributary**

GROUND WATER

Beneficial Use**From****To****Diversion Rate****Volume**

IRRIGATION

3/01

11/30

1.340 CFS

Total Diversion

1.340 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: 155.0

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.: 35-02070 & 35-07109.
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.: 35-02070 & 35-07109.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 155 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. 35-02070 & 35-07109 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
35-7048



0 0.125 0.25 0.5 Miles

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



12/2/2016

7048 After Split

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/30	0.040 CFS	
	Total Diversion		0.040 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

[illegible]

Right Acre Limit: 4.6

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.: 35-02070 & 35-07109. |
| 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.: 35-02070 & 35-07109.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 4.6 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. 35-02070, 35-07109, 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: 35-7048
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
35-7048



0 0.04 0.08 0.16 Miles

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

