

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES  
Water Right Report

4/10/2015

WATER RIGHT NO. 35-14334

| <u>Owner Type</u> | <u>Name and Address</u>                                                  |
|-------------------|--------------------------------------------------------------------------|
| Current Owner     | MOLLY M COOK<br>703 W 7TH S<br>REXBURG, ID 83440<br>(208) 351-1055       |
| Current Owner     | KARL T COOK<br>703 WEST 7TH SOUTH<br>REXBURG, ID 83440<br>(208) 351-1055 |

Priority Date: 02/26/1973

Basis: Decreed

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | 11/01     | 1.07 CFS              | 213.2 AFA     |
| Total Diversion       |             |           | 1.07 CFS              |               |

Location of Point(s) of Diversion:

GROUND WATER|SESENW|Sec. 17|Township 04N|Range 35E|JEFFERSON County

IRRIGATION Use:



Acre Limit: 53.3

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 04N      | 35E   | 17      |     | NESW  | 37    |     | NWSW  | 40    |     | SWSW  | 33    |     | SESW  | 32    |

Total Acres: 142

Conditions of Approval:

1. X27 This right is limited to the irrigation of 53.3 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 35-14334, 35-14335 and 35-14336 when combined shall not exceed a total diversion rate of 1.3 cfs, a total annual maximum diversion volume of 554.4 af at the field headgate, and the irrigation of 142.0 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. 120.
4. R64 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 place of use.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. K01 Right 35-14336 is an enlargement of rights 35-14334 and 35-14335 pursuant to Section 42-1426, Idaho Code.
7. 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 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.
8. 004 This right does not grant any right-of-way or easement across the land of another.
9. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
10. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
11. 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.
12. 214 Prior to the diversion and use of water under Transfer approval 78729, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the

Department to determine the amount of water diverted from power records or to maintain an existing measuring device.  
Rights 35-14334 and 35-14335 when combined shall not exceed a total diversion rate of 1.3 cfs, a total annual maximum diversion volume of 497.2 af at the field headgate, and the irrigation of 124.3 acres.

## Dates:

Licensed Date:

Decreed Date: 01/31/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

## Other Information:

State or Federal: S

Owner Name Connector: And

Water District Number: 120

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Combined Acres Limit: 142

Combined Volume Limit: 554.4

Combined Rate Limit: 1.3

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False