

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-12289

WATER RIGHT NUMBER: 31-12289

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ELLA M MARTY 1775 E 1500 N HAMER, ID 83425 (208)633-4319
Current Owner	JOSEPH M MARTY 1775 E 1500 N HAMER, ID 83425 (208)633-4319
Attorney	LING & ROBINSON C/O ROGER D LING PO BOX 396 RUPERT, ID 83350-0396 (208)436-4717

Priority Date: 03/03/1906

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	MUD LAKE

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.470 CFS	
	<u>Total Diversion:</u>	0.470 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	NW1/4NW1/4	Sec. 27, Twp 07N, Rge 35E, B.M.
JEFFERSON County		
UNNAMED STREAM	SW1/4NW1/4	Sec. 26, Twp 07N, Rge 35E, B.M.
JEFFERSON County		
UNNAMED STREAM	SE1/4SW1/4	Sec. 27, Twp 07N, Rge 35E, B.M.
JEFFERSON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	35E	32				2.5													2.5
						L 5													
07N	35E	33		3.0			24.0	.4	11.0	2.0									40.4
									L 1										

Total Acres: 42.9

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Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 42.9 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-12287, 31-12289, 31-12291, 31-12293, 31-12295, 31-12297.
3. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 40 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-12287, 31-12289, 31-12297.
4. 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.
5. E52 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.47 CFS. COMBINED RIGHT NOS.: 31-12287, 31-12289, 31-12297.
6. THE POINT OF DIVERSION DESCRIBED ABOVE REPRESENTS AN UNUSED FACILITY DUE TO INFREQUENT AVAILABILITY OF WATER. BEFORE THIS RIGHT MAY BE DIVERTED THE WATERUSER MUST FILE A TRANSFER TO ESTABLISH AN ACTIVE POINT OF DIVERSION, OR SHOW THAT AN EASMENT AND MEANS TO CONVEY WATER FROM THE DIVERSION TO THE PLACE OF USE EXISTS.

Remarks:Comments:

1. j barg 3/8/2012 Change of Ownership
Comment: Split from Water Right 31-96
2. j barg 3/8/2012 11:47:30 AM POD
Comment: Updated Shape
3. j barg 3/8/2012 11:48:16 AM POD
Comment: Updated Shape
4. j barg 3/8/2012 11:48:55 AM POD
Comment: Updated Shape
5. j barg 3/8/2012 11:51:29 AM POU
Comment: Updated Shape

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Dates and Other Information:

Licensed Date:
Decreed Date: 2/22/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: And
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank: