

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED

DEC 07 1998

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 35-07129

RICK V BAUER
3048 W JUNIPER
AMERICAN FALLS ID 83211

Daytime Telephone Number: 226-7034

Evening Telephone Number: 226-2940

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

I believe that the quantity for this right should be 3.2 CFS not 2.63. My uncle originally filed these rights and may have incorrectly or differently listed points of diversion for where water is used.

2. Describe the changes you wish to make in the proposed recommendation:

2.63 CFS to 3.2 CFS

3. Give a brief explanation as to why you disagree with these portions: Diversion point for .57 CFS may be on a different water right.

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-5-98

SIGNATURE:

Rick Bauer

Please print your name:

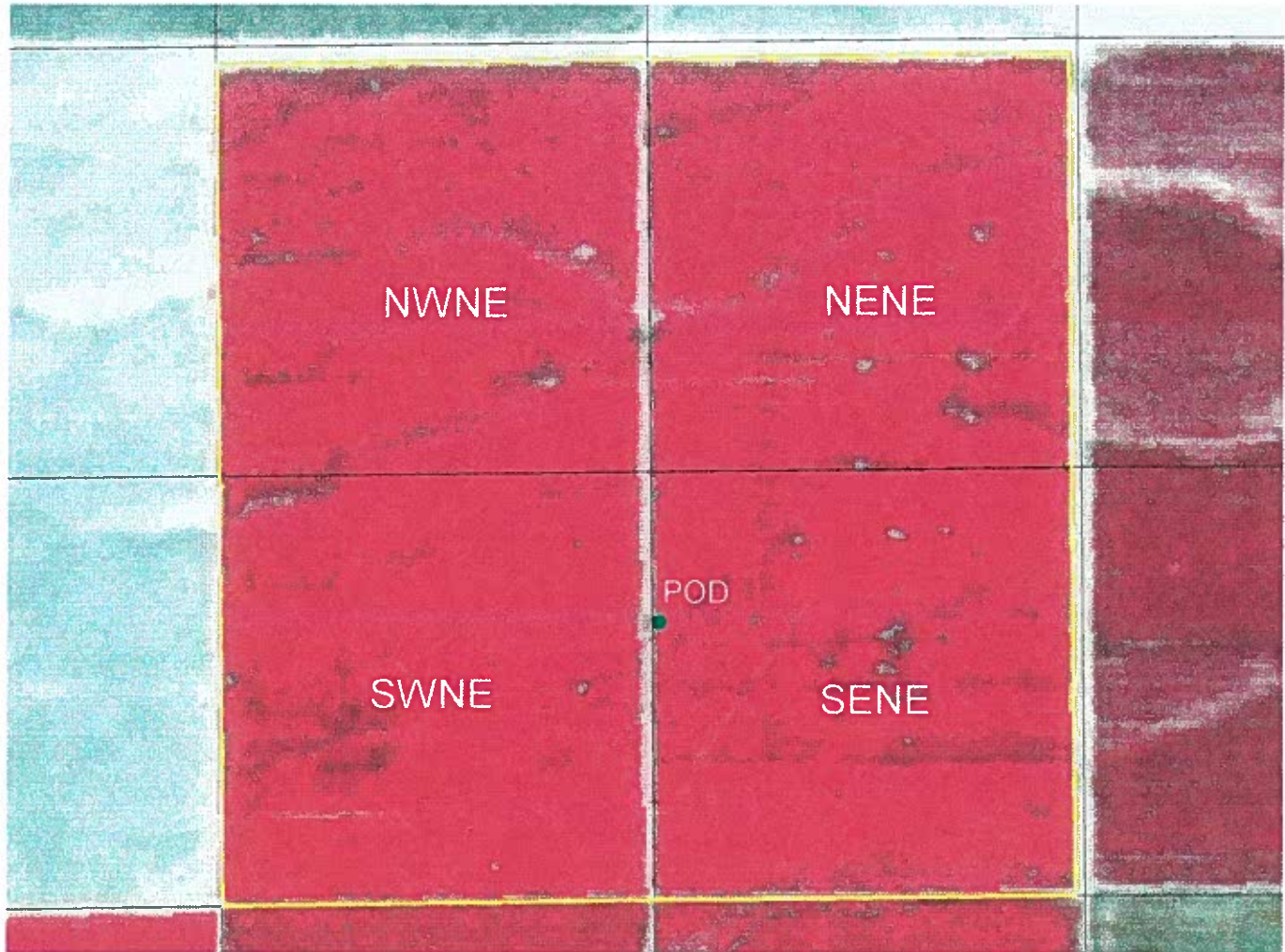
Rick Bauer

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

Response sent 1-11-99

CF

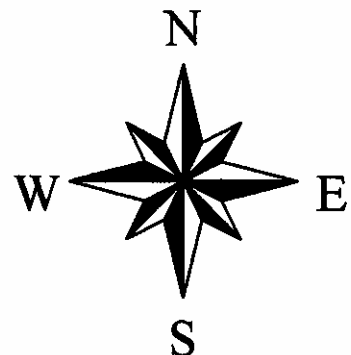
35-07129



500 0 500 1000 Feet

T07S R30E S17

Map prepared by: Carter Fritschle
Date prepared: 06/03/98
1987-1988 NAPP photography



November 20, 1998

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 35-07129

DENNIS C BAUER
1621 FALLS AVE
AMERICAN FALLS ID 83211

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation; no changes need to be made.

DATE: _____ SIGNATURE: _____
Please print your name: _____

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

Returned to sender CF

RIGHT NUMBER:

35-07129

NAME AND ADDRESS:

DENNIS C BAUER

1621 FALLS AVE

AMERICAN FALLS ID 83211

RICK V BAUER

3048 W JUNIPER

AMERICAN FALLS ID 83211

JOHN C BAUER

721 HUTCHINSON AVE

AMERICAN FALLS ID 83211

SOURCE:

GROUNDWATER

QUANTITY:

2.63 CFS

628.0 AFY

PRIORITY-DATE:

03/02/1970

POINT OF DIVERSION

T07S R30E S17

NWSENE

Within POWER County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	2.63 CFS
			628.0 AFY

PLACE OF USE:

IRRIGATION

Within POWER County

T07S R30E S17

NENE 39

NWNE 39

SWNE 40

SENE 39

157 ACRES TOTAL

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER

IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER

RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER

IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER

RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES

OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED

CONJUNCTIVELY.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - LICENSE

SELECTION FILE: CLF-35-BAUER

WATER RIGHT

CONDITION TEXT/

NUMBER STG/STS CODE

REMARKS

R35-02477 L/ WATER USES: 01

C12 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

QNT USE OF THIS RIGHT WITH RIGHT NO. 35-07961A IS LIMITED TO A
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1236 AF.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 35-07961A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 309 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP RIGHT NO. 35-07961A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

R35-02911 L/ WATER USES: 01

C12 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

QNT USE OF THIS RIGHT WITH RIGHT NO. 35-07961B IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 632 AF.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 35-07961B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 158 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP RIGHT NO. 35-07961B IS ALSO DIVERTED THROUGH POINT OF

SELECTION FILE: CLF-35-BAUER

WATER RIGHT

CONOITION TEXT/
REMARKS

NUMBER STG/STS CODE

DIVERSION DESCRIBED ABOVE.

R35-07129 L/

WATER USES: 01

C12

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

R35-07961A L/

WATER USES: 01

C12

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

QNT

USE OF THIS RIGHT WITH RIGHT NO. 35-02477 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1236 AF.

POU1

USE OF THIS RIGHT WITH RIGHT NO. 35-02477 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 309 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP

RIGHT NO. 35-02477 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

R35-07961B L/

WATER USES: 01

C12

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
-----------------	--------

SELECTION FILE: CLF-35-BAUER

WATER RIGHT

CONDITION TEXT/
REMARKS

NUMBER STG/STS CODE

NONE

NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.

SOURCE

NONE

NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

QNT

USE OF THIS RIGHT WITH RIGHT NO. 35-02911 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 632 AF.

POU1

USE OF THIS RIGHT WITH RIGHT NO. 35-02911 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 158 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP

RIGHT NO. 35-02911 IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: R35-02477

PAGE: 1

A. ROOT WATER RIGHT NUMBERS: A35-02477
R35-02477

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
07S	30E	17	NE	SE		BAUER, EMIL	R35-02477 /01/39.0	35-02477 /01/40.0	39.0
			NE	SE		BAUER, EMIL	A35-02477 /01/40.0	- / /	
			NE	SE		BAUER, EMIL	A35-07961A /01/39.0	- / /	
			NE	SE		BAUER, EMIL	R35-07961A /01/39.0	- / /	
			NE	SE		BAUER, EMIL		35-07961 /01/39.0	
07S	30E	17	NW	SE		BAUER, EMIL	R35-02477 /01/40.0	- / /	40.0
			NW	SE		BAUER, EMIL	A35-02477 /01/40.0	- / /	
			NW	SE		BAUER, EMIL	A35-07961A /01/40.0	- / /	
			NW	SE		BAUER, EMIL	R35-07961A /01/40.0	- / /	
			NW	SE		BAUER, EMIL		35-07961 /01/40.0	
07S	30E	17	SW	SE		BAUER, EMIL	R35-02477 /01/39.0	35-02477 /01/40.0	37.0
			SW	SE		BAUER, EMIL	A35-02477 /01/40.0	- / /	
			SW	SE		BAUER, EMIL	A35-07961A /01/39.0	- / /	
			SW	SE		BAUER, EMIL	R35-07961A /01/39.0	- / /	
			SW	SE		BAUER, EMIL		35-07961 /01/39.0	
07S	30E	17	SE	SE		BAUER, EMIL	R35-02477 /01/38.0	35-02477 /01/40.0	39.0
			SE	SE		BAUER, EMIL	A35-02477 /01/40.0	- / /	
			SE	SE		BAUER, EMIL	A35-07961A /01/38.0	- / /	
			SE	SE		BAUER, EMIL	R35-07961A /01/38.0	- / /	
			SE	SE		BAUER, EMIL		35-07961 /01/38.0	
07S	30E	20	NE	NE		BAUER, EMIL	R35-02477 /01/37.0	35-02477 /01/38.0	39.0
			NE	NE		BAUER, EMIL	A35-02477 /01/38.0	- / /	
			NE	NE		BAUER, EMIL	A35-07961A /01/37.0	- / /	
			NE	NE		BAUER, EMIL	R35-07961A /01/37.0	- / /	
			NE	NE		BAUER, EMIL		35-07961 /01/37.0	
07S	30E	20	NW	NE		BAUER, EMIL	R35-02477 /01/39.0	35-02477 /01/40.0	40.0
			NW	NE		BAUER, EMIL	A35-02477 /01/40.0	- / /	
			NW	NE		BAUER, EMIL	A35-07961A /01/39.0	- / /	
			NW	NE		BAUER, EMIL	R35-07961A /01/39.0	- / /	
			NW	NE		BAUER, EMIL		35-07961 /01/39.0	
07S	30E	21	NE	NW		BAUER, EMIL	R35-02477 /01/39.0	35-02477 /01/40.0	40.0
			NE	NW		BAUER, EMIL	A35-02477 /01/40.0	- / /	
			NE	NW		BAUER, EMIL	A35-07961A /01/39.0	- / /	
			NE	NW		BAUER, EMIL	R35-07961A /01/39.0	- / /	
			NE	NW		BAUER, EMIL		35-07961 /01/39.0	

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: R35-02477

PAGE: 2

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
07S	30E	21	NW	NW		BAUER, EMIL	R35-02477 /01/38.0	35-02477 /01/40.0	41.0
			NW	NW		BAUER, EMIL	A35-02477 /01/40.0	- / /	
			NW	NW		BAUER, EMIL	A35-07961A /01/38.0	- / /	
			NW	NW		BAUER, EMIL	R35-07961A /01/38.0	- / /	
			NW	NW		BAUER, EMIL		35-07961 /01/38.0	
TOTAL ACRES							R35-02477	309.00	278.00 315.00

POU COUNTY: POWER

A. ROOT WATER RIGHT NUMBERS: A35-02911
R35-02911

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
07S	30E	20	SW	NE		BAUER, RICK V	R35-02911 /01/40.0	35-02911 /01/40.0	39.0
			SW	NE		BAUER, JOHN C	A35-07961B /01/40.0	- / /	
			SW	NE		BAUER, RICK V	A35-02911 /01/40.0	- / /	
			SW	NE		BAUER, DENNIS C	R35-07961B /01/40.0	- / /	
			SW	NE		BAUER, EMIL		35-07961 /01/40.0	
07S	30E	20	SE	NE		BAUER, RICK V	R35-02911 /01/39.0	35-02911 /01/40.0	40.0
			SE	NE		BAUER, RICK V	A35-02911 /01/40.0	- / /	
			SE	NE		BAUER, JOHN C	A35-07961B /01/39.0	- / /	
			SE	NE		BAUER, DENNIS C	R35-07961B /01/39.0	- / /	
			SE	NE		BAUER, EMIL		35-07961 /01/39.0	
07S	30E	20	SE	NW		BAUER, RICK V	R35-02911 /01/40.0	35-02911 /01/40.0	39.0
			SE	NW		BAUER, JOHN C	A35-07961B /01/40.0	- / /	
			SE	NW		BAUER, RICK V	A35-02911 /01/40.0	- / /	
			SE	NW		BAUER, DENNIS C	R35-07961B /01/40.0	- / /	
			SE	NW		BAUER, EMIL		35-07961 /01/40.0	
07S	30E	20	NE	SE		BAUER, RICK V	R35-02911 /01/39.0	35-02911 /01/40.0	40.0
			NE	SE		BAUER, JOHN C	A35-07961B /01/39.0	- / /	
			NE	SE		BAUER, RICK V	A35-02911 /01/40.0	- / /	
			NE	SE		BAUER, DENNIS C	R35-07961B /01/39.0	- / /	
			NE	SE		BAUER, EMIL		35-07961 /01/39.0	
TOTAL ACRES							R35-02911	158.00	160.00 158.00

POU COUNTY: POWER

A. ROOT WATER RIGHT NUMBERS: A35-07129
R35-07129

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: R35-07129

PAGE: 3

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
07S	30E	17	NE	NE		BAUER, RICK V	R35-07129 /01/39.0	35-07129 /01/39.0	40.0
			NE	NE		BAUER, JOHN C	A35-07129 /01/39.0	- / /	
07S	30E	17	NW	NE		BAUER, RICK V	R35-07129 /01/39.0	35-07129 /01/39.0	39.0
			NW	NE		BAUER, JOHN C	A35-07129 /01/39.0	- / /	
07S	30E	17	SW	NE		BAUER, RICK V	R35-07129 /01/40.0	35-07129 /01/40.0	38.0
			SW	NE		BAUER, JOHN C	A35-07129 /01/40.0	- / /	
07S	30E	17	SE	NE		BAUER, RICK V	R35-07129 /01/39.0	35-07129 /01/40.0	39.0
			SE	NE		BAUER, JOHN C	A35-07129 /01/40.0	- / /	
			SE	NE		BAUER, EMIL		35-02477 /01/40.0	
TOTAL ACRES						R35-07129	157.00	158.00	156.00

POU COUNTY: POWER

A. ROOT WATER RIGHT NUMBERS: A35-07961A
R35-07961A

A35-07961B

R35-07961B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
07S	30E	17	NE	SE		BAUER, EMIL	R35-07961A /01/39.0	- / /	39.0
			NE	SE		BAUER, EMIL	A35-02477 /01/40.0	35-02477 /01/40.0	
			NE	SE		BAUER, EMIL	A35-07961A /01/39.0	- / /	
			NE	SE		BAUER, EMIL	R35-02477 /01/39.0	- / /	
			NE	SE		BAUER, EMIL		35-07961 /01/39.0	
07S	30E	17	NW	SE		BAUER, EMIL	R35-07961A /01/40.0	- / /	40.0
			NW	SE		BAUER, EMIL	A35-02477 /01/40.0	- / /	
			NW	SE		BAUER, EMIL	A35-07961A /01/40.0	- / /	
			NW	SE		BAUER, EMIL	R35-02477 /01/40.0	- / /	
			NW	SE		BAUER, EMIL		35-07961 /01/40.0	
07S	30E	17	SW	SE		BAUER, EMIL	R35-07961A /01/39.0	- / /	37.0
			SW	SE		BAUER, EMIL	A35-02477 /01/40.0	35-02477 /01/40.0	
			SW	SE		BAUER, EMIL	A35-07961A /01/39.0	- / /	
			SW	SE		BAUER, EMIL	R35-02477 /01/39.0	- / /	
			SW	SE		BAUER, EMIL		35-07961 /01/39.0	

OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: R35-07961A

PAGE: 4

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
07S	30E	17	SE	SE		BAUER, EMIL	R35-07961A /01/38.0	- / /	39.0
			SE	SE		BAUER, EMIL	A35-02477 /01/40.0	35-02477 /01/40.0	
			SE	SE		BAUER, EMIL	A35-07961A /01/38.0	- / /	
			SE	SE		BAUER, EMIL	R35-02477 /01/38.0	- / /	
			SE	SE		BAUER, EMIL		35-07961 /01/38.0	
07S	30E	20	NE	NE		BAUER, EMIL	R35-07961A /01/37.0	- / /	39.0
			NE	NE		BAUER, EMIL	A35-02477 /01/38.0	35-02477 /01/38.0	
			NE	NE		BAUER, EMIL	A35-07961A /01/37.0	- / /	
			NE	NE		BAUER, EMIL	R35-02477 /01/37.0	- / /	
			NE	NE		BAUER, EMIL		35-07961 /01/37.0	
07S	30E	20	NW	NE		BAUER, EMIL	R35-07961A /01/39.0	- / /	40.0
			NW	NE		BAUER, EMIL	A35-02477 /01/40.0	35-02477 /01/40.0	
			NW	NE		BAUER, EMIL	A35-07961A /01/39.0	- / /	
			NW	NE		BAUER, EMIL	R35-02477 /01/39.0	- / /	
			NW	NE		BAUER, EMIL		35-07961 /01/39.0	
07S	30E	21	NE	NW		BAUER, EMIL	R35-07961A /01/39.0	- / /	40.0
			NE	NW		BAUER, EMIL	A35-02477 /01/40.0	35-02477 /01/40.0	
			NE	NW		BAUER, EMIL	A35-07961A /01/39.0	- / /	
			NE	NW		BAUER, EMIL	R35-02477 /01/39.0	- / /	
			NE	NW		BAUER, EMIL		35-07961 /01/39.0	
07S	30E	21	NW	NW		BAUER, EMIL	R35-07961A /01/38.0	- / /	41.0
			NW	NW		BAUER, EMIL	A35-02477 /01/40.0	35-02477 /01/40.0	
			NW	NW		BAUER, EMIL	A35-07961A /01/38.0	- / /	
			NW	NW		BAUER, EMIL	R35-02477 /01/38.0	- / /	
			NW	NW		BAUER, EMIL		35-07961 /01/38.0	
TOTAL ACRES						R35-07961A	309.00		315.00

POU COUNTY: POWER

A. ROOT WATER RIGHT NUMBERS: A35-07961A
R35-07961A

A35-07961B

R35-07961B

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
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OPTION: IRRIGATION USES ONLY

ADJUDICATION CLAIM NUMBER: R35-07961B

PAGE: 5

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/USE/ACRES	WR #/USE/ACRES	LANDSAT DATA
07S	30E	20	SW	NE		BAUER, DENNIS C	R35-07961B /01/40.0	- / /	39.0
			SW	NE		BAUER, JOHN C	A35-07961B /01/40.0	- / /	
			SW	NE		BAUER, RICK V	A35-02911 /01/40.0	35-02911 /01/40.0	
			SW	NE		BAUER, RICK V	R35-02911 /01/40.0	- / /	
			SW	NE		BAUER, EMIL		35-07961 /01/40.0	
07S	30E	20	SE	NE		BAUER, DENNIS C	R35-07961B /01/39.0	- / /	40.0
			SE	NE		BAUER, RICK V	A35-02911 /01/40.0	35-02911 /01/40.0	
			SE	NE		BAUER, RICK V	R35-02911 /01/39.0	- / /	
			SE	NE		BAUER, JOHN C	A35-07961B /01/39.0	- / /	
			SE	NE		BAUER, EMIL		35-07961 /01/39.0	
07S	30E	20	SE	NW		BAUER, DENNIS C	R35-07961B /01/40.0	- / /	39.0
			SE	NW		BAUER, JOHN C	A35-07961B /01/40.0	- / /	
			SE	NW		BAUER, RICK V	A35-02911 /01/40.0	35-02911 /01/40.0	
			SE	NW		BAUER, RICK V	R35-02911 /01/40.0	- / /	
			SE	NW		BAUER, EMIL		35-07961 /01/40.0	
07S	30E	20	NE	SE		BAUER, DENNIS C	R35-07961B /01/39.0	- / /	40.0
			NE	SE		BAUER, JOHN C	A35-07961B /01/39.0	- / /	
			NE	SE		BAUER, RICK V	A35-02911 /01/40.0	35-02911 /01/40.0	
			NE	SE		BAUER, RICK V	R35-02911 /01/39.0	- / /	
			NE	SE		BAUER, EMIL		35-07961 /01/39.0	
TOTAL ACRES						R35-07961B	158.00		158.00

POU COUNTY: POWER

00-5813
AJ5813NP
SELECTION FILE: CLF-35-BAUER

IDAHD DEPARTMENT OF WATER RESOURCES
ADJUDICATION WATER MASTER REPORT
BY WATER SOURCE/PRIORITY DATE

DATE: 01/11/99
TIME: 10:02:08
PAGE: 1

*MPOD: Y = Multiple Pts of Diversion, Pod Diversion Rate(s) is 0
U = Multiple Pts of Diversion, Pod Diversion Rate(s) Not 0
N = No Multiple Pts of Diversion (1 or less)

WATER RIGHT		PRIORITY	S	F			*M
NUMBER	CURRENT OWNER NAME	DATE	T	L	G	POINT OF DIVERSION	P U
							O S
							D E
=====	=====	=====	=	=====	=	=====	=====

WATER SOURCE: GROUNDWATER

R35-02477	BAUER, EMIL	10/12/1956	L	07S	30E	20	NENWNE	4.220 CFS	N	01
R35-02911	BAUER, RICK V	12/23/1960	L	07S	30E	20	NWNESE	1.700 CFS	N	01
R35-07129	BAUER, RICK V	03/02/1970	L	07S	30E	17	NWSENE	2.630 CFS	N	01
R35-07961B	BAUER, DENNIS C	03/20/1981	L	07S	30E	20	NWNESE	1.460 CFS	N	01
R35-07961A	BAUER, EMIL	03/20/1981	L	07S	30E	20	NENWNE	0.770 CFS	N	01
TOTAL:								10.780 CFS		

10.75 limit

AJ0749NP
No. R35-07129

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/11/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RICK V BAUER 3048 W JUNIPER AMERICAN FALLS ID 83211 (208) 226-2940	03/02/1970	IRRIGATION	04-01 10-31	2.630 CFS	628.00 AFA
TOTAL DIVERSION:					2.630 CFS	628.00 AFA

C OENNIS C BAUER
1621 FALLS AVE
AMERICAN FALLS ID 83211
(208) 226-2322

C JOHN C BAUER
721 HUTCHINSON AVE
AMERICAN FALLS ID 83211
(208) 262-2436

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: TOTS R30E S17

MUSENE

POWER County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
07S 30E 17	: 39	: 39	: 40	: 39	: 157.0
TOTAL ACRES					157.0

POU County: POWER

Other Rights: NONE

Conditions of Approval:

- C12
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN BASIN 35:
 - WATER RIGHT NO. SOURCE
 - NONE
 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
 - IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
 - RIGHTS IN THE SNAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE
 - ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
 - CONJUNCTIVELY.

Remarks: QNT THIS RIGHT AND RIGHT NOS. 35-02477, 35-02911, 35-07961A AND

AJD749NP
No. R35-07129

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/11/99
PAGE: 2

=====

Remarks:	35-079618 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 10.75 CFS.		
Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:

=====

AJ0749NP
No. R35-07129

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/01/93
PAGE: 1

VERIFIED BY K. McCarthy
12-1-93

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD		DIVERSION RATE	DIVERSION VOLUME
				FROM	TO		
C	JOHN C BAUER 721 HUTCHINSON AVE AMERICAN FALLS ID 83211 (208) 262-2436	03/02/1970	IRRIGATION	04-01	10-31	2.63 CFS	628.0 AFA
TOTAL DIVERSION:							628.0 AFA
CONSUMPTIVE USE:							628.0 AFA

C RICK V BAUER
3048 W JUNIPER
AMERICAN FALLS ID 83211
(208) 226-2940

C DENNIS C BAUER
1621 FALLS AVE
AMERICAN FALLS ID 83211
(208) 226-2322

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R30E S17

NWSENE

POWER County

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE		SUM
T	R	S	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
07S	30E	17	39	39	40	39	:	:	:	157.0
TOTAL ACRES										157.0

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: NONE

Conditions of Approval:

M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

Dates: Exam Made Date:

Verified Date: 12/01/1993

Misc: Water District Number:

Field Inspection Flag:

Audit: 12/01/93 MCCARTHY

CA 9-11-98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:43:46
10/26/91

CLAIM NUMBER: A35-07129

PAGE: 1
GENERAL INFORMATION

LAST: SAUER FIRST: ERL E.
ADDRESS: ~~XXXXXX~~
CITY: STATE: ID ZIP: 000000
PHONE NUMBER: 203-000-0000
OWNER CODE: 0

AST: SAUER FIRST: JOHN C
ADDRESS: 711 HUTCHINSON AVE
CITY: AMERICAN FALLS
PHONE NUMBER: 209-302-2435
STATE: ID ZIP: 83211
OWNER CODE: 0

AST: SAUER FIRST: RICK Y
ADDRESS: 3048 W JUPITER
CITY: AMERICAN FALLS
PHONE NUMBER: 203-226-2040
STATE: ID ZIP: 83211
OWNER CODE: 0

AST: SAUER FIRST: DENNIS J
ADDRESS: 1621 FALLS AVE
CITY: AMERICAN FALLS
PHONE NUMBER: 203-226-2502
STATE: ID ZIP: 83211
OWNER CODE: 0

FIELD DATA REQUIRED?
/EXEMPTION REQUIRED DUE TO REMARKS? OTHASE FIELD EXAMINER
Y N
REMARKS: THIS RT. WHEN COMBINED WITH RT. 25567/35-2377 SHALL NOT EXCEED
3.5 ADA/A.
FRQ35-2375.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLIENT: _____

DIRECTIONS TO PROPERTY / REMARKS: _____

1. AD CLAIM: # A35-07129 PRIORITY DATE: 25-02-1970 / STAGE: 1 /
3. WK RECORD: # 25-07129 PRIORITY DATE: 25-02-1970 / STAGE: 1 /

FIELD EXAM REQUIRE?

DATE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
N N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

IF YES EXPLAIN.

REMARKS: *Priority date claimed matches license*

RECOMMENDED PRIORITY DATE:

25-02-1970

REVIEWED BY

ad

DATE

5-29-92

A. AS CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	ENTY
835-07129	07S	30E	17	NW	SE	NE		POWER
OTHER AS CLAIMS WITH SAME AS POD								
R PREFIX								
NAME								
NR RECORDS IN SAME 40 ACRE TRACT								
835-02477								
835-02911								
835-07961								

SOURCE: GROUNDWATER

TR13:

B. NR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	ENTY
835-07129	07S	30E	17	SE	NW	NE		POWER
835-07129	07S	30E	20	NW	NE	SE		POWER
835-07129	07S	30E	30	NE	SE			POWER

OTHER NR RECORDS WITH SAME NR POD

AS CLAIMS IN SAME 40 ACRE TRACT

R PREFIX

R PREFIX

835-01477
835-02911
835-07961

835-02477
835-37961
835-02911

SOURCE: GROUNDWATER

TR13:

C. FIELD EXAM REQUIRED?

DOE TO POD DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
DOE TO SOURCE DISCREPANCY? (Y/N)	Y	---
	N	---

REMARKS:

10 acre tract claimed matches well location on ASCS photo in license file. Transfer # 2536 described 3 points of diversion for this right. However, only 1 P.O.D. was claimed, and it will be recommended. Claimant's appear to wish to have rights described to 3 separate systems. See ASCS photo in license file 835-07961.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TH2 R3E 22N

1/2 1/4

1/2

LOT

COUNTY

75 30E 17

1/2

SE

NE

Power

SOURCE: 6 ROUNDWATER

7118:

REVIEWED BY: CA

DATE: 5-29-92

A. ROOT WATER RIGHT NUMBERS: 435-07129

B. POLYESTING

TRF	NAME	SEC	1/4	1/4	LOT	NAME	# ACRES	# ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
075	30E	17	N	E	NE	BAUER, JOHN C.	435-07129	759.0	35-07129	759.0	40.0
075	30E	17	N	E	NE	BAUER, JOHN C.	435-07129	759.0	35-07129	759.0	39.0
075	30E	17	S	E	NE	BAUER, JOHN C.	435-07129	740.0	35-07129	740.0	38.0
075	30E	17	S	E	NE	BAUER, JOHN C.	435-07129	740.0	35-07129	740.0	39.0
075	30E	17	S	E	NE	BAUER, JOHN C.	435-07129	740.0	35-07129	740.0	39.0
TOTAL ACRES							435-07129	155.00	158.00	156.00	157

ARE IRRIGATED AREAS FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
 IF YES SEE ATTACHED SHEET:

C. FIELD EXCH REQUIRED?

USE TO POLY DISCREPANCY (Y/N) DATABASE EXAMINER

D. DESCRIPTION CLASS:

REMARKS:

P.O. U. Claimed matches license; however, acreage reduced to "match" ASGS photo in license file 35-07961 which shows 157 acres as irrigated in the NE 1/4 of sec. 17

RECOMMENDATIONS:

TOTAL ACRES: 157

REVIEWED BY: CA

DATE: 5-29-92

4. NO CLAIMED USES:

PURPOSES
435-07129 IRRIGATION MONTH/DAY
FROM 04-01 TO 11-31 DIVERSION QUANTITY
2.630 CFS 553.00 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED 2.630 CFS 553.00 AF/A

5. WR RECORDED USES:

PURPOSES MONTH/DAY DIVERSION QUANTITY
53-07125 IRRIGATION FROM 04-01 TO 11-31 2.630 CFS 553.00 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED 2.630 CFS 553.00 AF/A

PRESUMPTION FLAG:

6. FIELD EXAM REQUIRED?

DATE	FIELD EXAM REQUIRED?	DATE	FIELD EXAM REQUIRED?
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	DUE TO WATER-USE DISCREPANCY? (Y/N)	N
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N	DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N

7. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER? Y(X) N() EXPLAIN IN REMARKS, BELOW.

REMARKS:

New Standard 4-1 to 10-31

1. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(X) N()

AS TOTAL CLAIMED DIVERSION RATE: 2.310 CFS
NR RGRT RSTRT TOTAL DIVERSION RATE: 2.350 CFS

ARE IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ~~NO~~
AS IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS ~~NO~~
AS CLAIMED AND AN EXPT IS NOT REQUIRED, EXPLAIN IN REMARKS. ~~NO~~

FLOW MEASUREMENT REQUIRED?

DOE TO STATE OR DIVERSION RATE DISCREPANCY? (Y/N) Y FIELD DATABASE EXAMINED N

2. FLOW MEASUREMENT

MEASUREMENT METHOD n/a SEE ATTACHED CALCULATIONS.

3. ARE OTHER WATER RIGHTS USED? Y() N(X) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

4. CLAIMS FOUND WITH SAME POW AND IRRIGATION USAGE

NO RIGHTS WITH SAME POW BUT NOT USED FOR IRRIGATION

1. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES 157 X 2.02 CFS/ACRE = 314 CFS
(TAKEN FROM FIV REVIEW)

1B. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 2.02 CFS/ACRE? Y() N(X)

DOES IT YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 474.0 AF/A

ACRES 157 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 471 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 531.00 AF/A

ACRES 157 X DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 628 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REL. PURPOSES	SEC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. COMS. USE
EXTRIGATION	04-01 11-11 10-31	DATABASE EXAMINER 2.630 <u>2.63</u>	DATABASE EXAMINER 553.00 <u>628</u>	DATABASE EXAMINER 476.0 <u>471</u>
TOTAL FOR THIS RIGHT		2.630	553.00 628	476.0 471

REVIEWED BY: CA DATE: 5-29-92

Condition No 1

1. CHECK ONLY THE FOLLOWING THAT APPLY:

MEMBERSHIP
 FOREST/JANSEN
 ADDITIONAL DIV. AMOUNT
 ACCEPTED AS CLAIMED
 (X) (X) (X)
 (X) (X) (X)
 (X) (X) (X)

2. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-07129
 TOTAL DIVERSION RATE OF ALL SPLITS: 2.630
 DATABASE: 2.630
 EXAMINER: CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
	35-07129	2.630			35-07129	2.630
TOTAL CFS		2.630				2.630

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
 IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

REMARKS:

The SENE originally overlaps with right no. 35-02477. However, the claimants "moved" 40 acres of 35-02477 from the SENE of sec. 17 to the NW 1/4 of sec. 17. Since there was no increase in total irrigated acreage, this change will be "flagged" in 35-02477 as a change in P.O.U.

IDENTIFICATION:
 SIGNATURE: *Blaine McElroy* DATE: 11-22-93
 NAME OF FIELD EXAMINER: *D. A. Roberts*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:43:45
10/24/91

PAGE: 12
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A35-07129

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	N			N	6	10/11/93		
POINT OF DIV	Y			Y	2,6			
SCOUR				N	6			
PLACE OF USE	Y			Y	2,6			
DIV. AMOUNT OF/WHOLE				N	6			
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE				Y				
BASIS OF CLAIM				N				
REMARKS				Y				

"VERIFIED BY" CODES

FOPD MAP/CONTRO-PQ = 1
ASC'S MAP = 2
MASTERMASTER RECORDS = 3
MAPP PROPOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

L. L.

A35-07129

T 75
R30E

CENTER:

PLEASANT

VAV

39

39

PD

40

39

48

24

1992

SOUTH

Welding

451

1141

7/90

35.7129
39 ac

35-7187
3804
(C)

35-7961 A, B, & C

A 206
Stanley Klassen
A
559

35-7127
No ac
(C)

39 ac

400. 35-7961
③
35-2477
B

Signature
34 Nov.
35-1961
35-1977

11-21
 POWER FARM
 394
 35-746
 35-247

35-796
38 ac
35-7477

$$B_{\text{wey}} \rightarrow \gamma_{ac}$$

Country Road

A-17
Rest Nov
Feb.

76.8

country R.R.

Bowled = 232 ac.

39a. (B) 35-2-177

3740

35-2

35-2477

30-2511
4046

33-2411
4024
A

394

76 A
In county Rd.

Transferred to
Bayham Court

7195

A well = 158 ac.

Wm

From license file
for 35-07961

(14)

$$d^2 = 200,000$$

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A35-07129
Date Received: 3/06/1990
Receipt No: 1606165
Received By: JAC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name:	JOHN C. BAUER	208-262-2436
Address:	721 HUTCHINSON AVE. AMERICAN FALLS, ID 83211	
AND/OR		
Name:	RICK V. BAUER	208-226-2940
Address:	3048 W. JUNIPER AMERICAN FALLS, ID 83211	
AND/OR		
Name:	DENNIS C. BAUER	208-226-2322
Address:	1621 FALLS AVE. AMERICAN FALLS, ID 83211	

A3507129



2. Date of Priority: MAR 02, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
07S	30E	17	NW		SE		NE		POWER

5. Description of diverting works:
150 HP. 250' DEEP WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/31	2.630		553.00

7. Total Quantity Appropriated is:
2.630 C.F.S. (and/or) 553.00 A.F.A.

8. Total consumptive use is 474.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A35-07129

Page 1

Date: 03/06/90

MICROFILMED

DEC 10 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	30E	17	NE	NE		IRR	39.0
			NW	NE		IRR	39.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
						Section Acres	158.0
						Total Acres	158.0

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
THIS RT. WHEN COMBINED WITH RT. 26567/35-2477 SHALL NOT EXCEED
3.5 AFA/AC.
TRANS. 2536.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Dennis C. Bauer Date: 3-6-90
Dennis C. Bauer Date: 3-6-90

State of Idaho)
County of Power) ss.

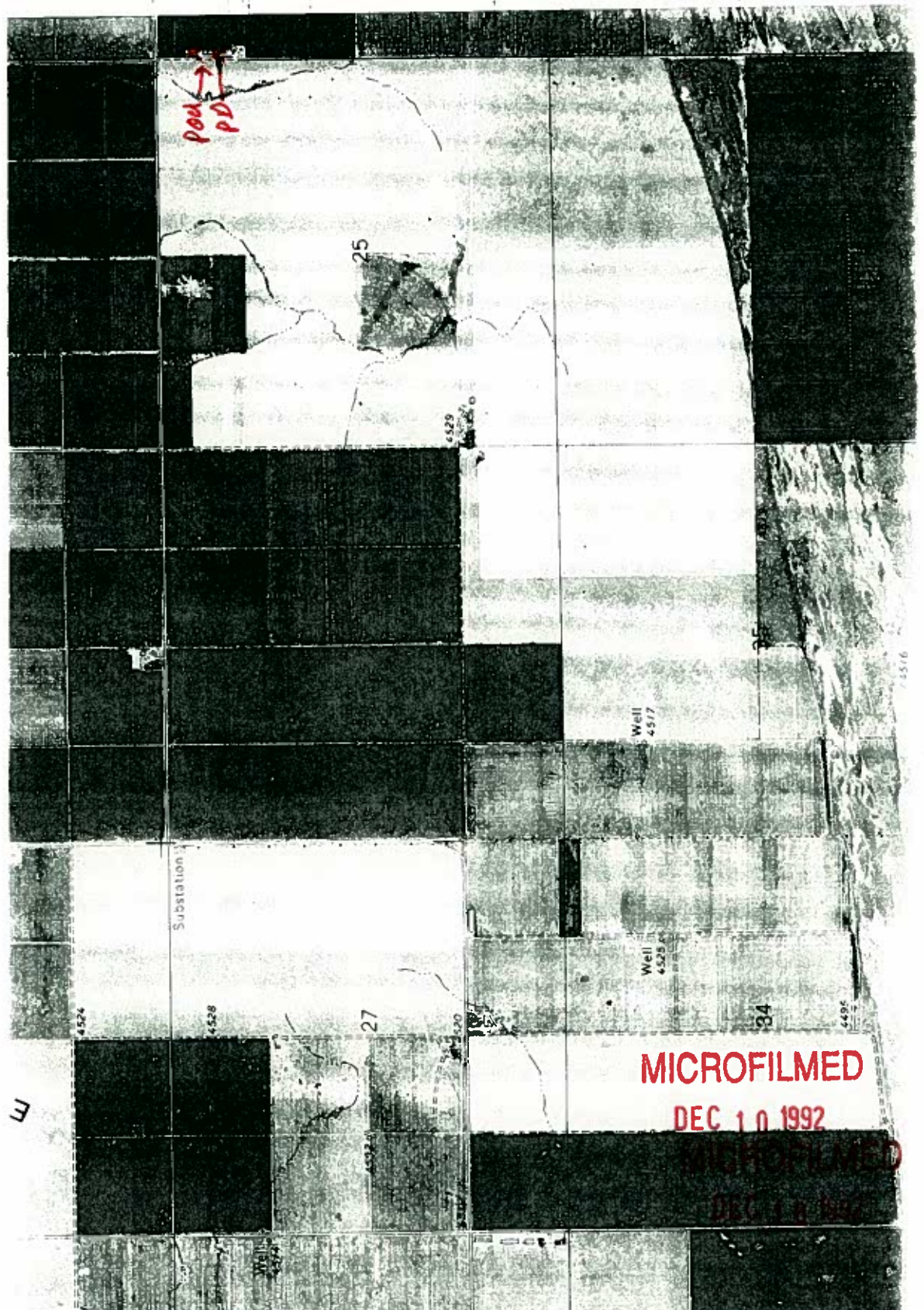
Subscribed and sworn (or affirmed) before me this 6 day
of March 19 90

John Dale Carlson
Notary Public

Seal

Residing at Boise ID
My Commission Expires 6/2/94

ST



QUALITY REVIEW CHECKLIST FOR REPORT READY SRBA CLAIMS

	N/A	YES	NO	*
Does the name and address of the "owners" that will receive mail meet data entry standards? (Check the recommended right for compliance.)		☒	☐	☐
Does the CVR contain information as to how the priority date was determined?		☒	☐	☐
If the claim is based on beneficial use, is there an analysis of the evidence of priority submitted?	☒	☐	☐	☐
Is the stage code correct?		☒	☐	☐
Did the reviewer <u>initial</u> the recommendation of the priority date?		☒	☐	☐
Does the CVR contain information as to how the point of diversion was determined?		☒	☐	☐
Did the reviewer <u>initial</u> the recommendation of the point of diversion, the source and the tributary?		☒	☐	☐
Does the CVR contain a description of the system that includes information as to how the source and/or tributary were determined?		☐	☒	☐
Does the CVR contain information as to how the place of use and number of acres (for irrigation rights) were determined?		☒	☐	☐
Did the reviewer <u>initial</u> the recommendation of the place of use?		☒	☐	☐
Does the CVR contain information as to how the nature of use was determined?		☐	☒	☐
Does the CVR contain information as to how the season of use was determined?		☒	☐	☐
If this right overlaps with other rights, was the overlap review completed?		☒	☐	☐
Does the CVR contain information as to how the diversion rate was determined?		☒	☐	☐
Does the CVR contain information as to how the diversion volume was determined?		☒	☐	☐
Does the CVR contain information as to how the consumptive use volume was determined?		☒	☐	☐
Did the reviewer <u>initial</u> the recommendation of the nature of use, the season of use, the diversion rate, the diversion volume and the consumptive use volume?		☒	☐	☐
If the claim is based on a right that has conditions/remarks, have these conditions/remarks been considered in the recommendation?		☒	☐	☐
Are all appropriate conditions/remarks included in the recommendation?		☒	☐	☐
If remarks are included, are the remarks consistent with the "standard remarks" described in Adjudication Memo 32?		☒	☐	☐
Was a split water right/diversion rate review completed?		☒	☐	☐
If this claim is not being recommended, is the status code correct?		☒	☐	☐
Does the reviewer's <u>signature</u> appear on the CVR?		☒	☐	☐
Has the "quicklook" page been completed?		☒	☐	☐
If additional documents were used in the investigation of this right, are copies of those documents included in the file, or is there a reference to the identity and location of the documents?		☒	☐	☐
Does the file contain a copy of the recommended right?		☒	☐	☐

* See attachment for additional information or explanation.

Quality control review by EN date 3-23-94 Data entry changes by date

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT **APPROVED**
To Change the Point of Diversion and/or the Place of Use

Name of applicant Emil Bauer &/or John Bauer Phone 226-2656
Post office address 434 Taylor, American Falls, ID 83211

A. DESCRIPTION OF RIGHT AS RECORDED**1. Right evidenced by:**

a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)

b. License No. 35-7129 issued by the Idaho Department of Water Resources

c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____
Applicant is original holder.

3. Source of water groundwater tributary to _____

4. Date of priority 3/2/1970

5. Water is used for the following purposes:

amount 2.63 cfs for irrigation purposes from April 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)

6. Total amount of water under right: a. 2.63 cubic feet per second
b. _____ &/or
acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 17
Township 7S Range 30E, B.M., in Power County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
7S	30E	17	39	39	40	40													158

Total number of acres to be irrigated 158

9. Describe any other water rights used for the same purposes as described above License
35-2477 is appurtenant to SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 17, Twp. 7S, Rge. 30E

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion
 - a. Amount of water to be diverted 2.63 c.f.s. &/or _____ acre feet
 - b. Point(s) of diversion SE ¼ NE ¼, Section 17 Township 7S
Range 30E, B.M., Power County
Additional points NW¼NE¼, Sec. 20; NE¼SE¼, Sec. 20; Twp. 7S, Rge. 30E
 - c. Description of diverting works 3 wells with electric motors and a common mainline.
 - d. Describe the reasons for applying for a change in the point(s) of diversion Since the license was issued I have installed a common mainline connecting all three pumps.

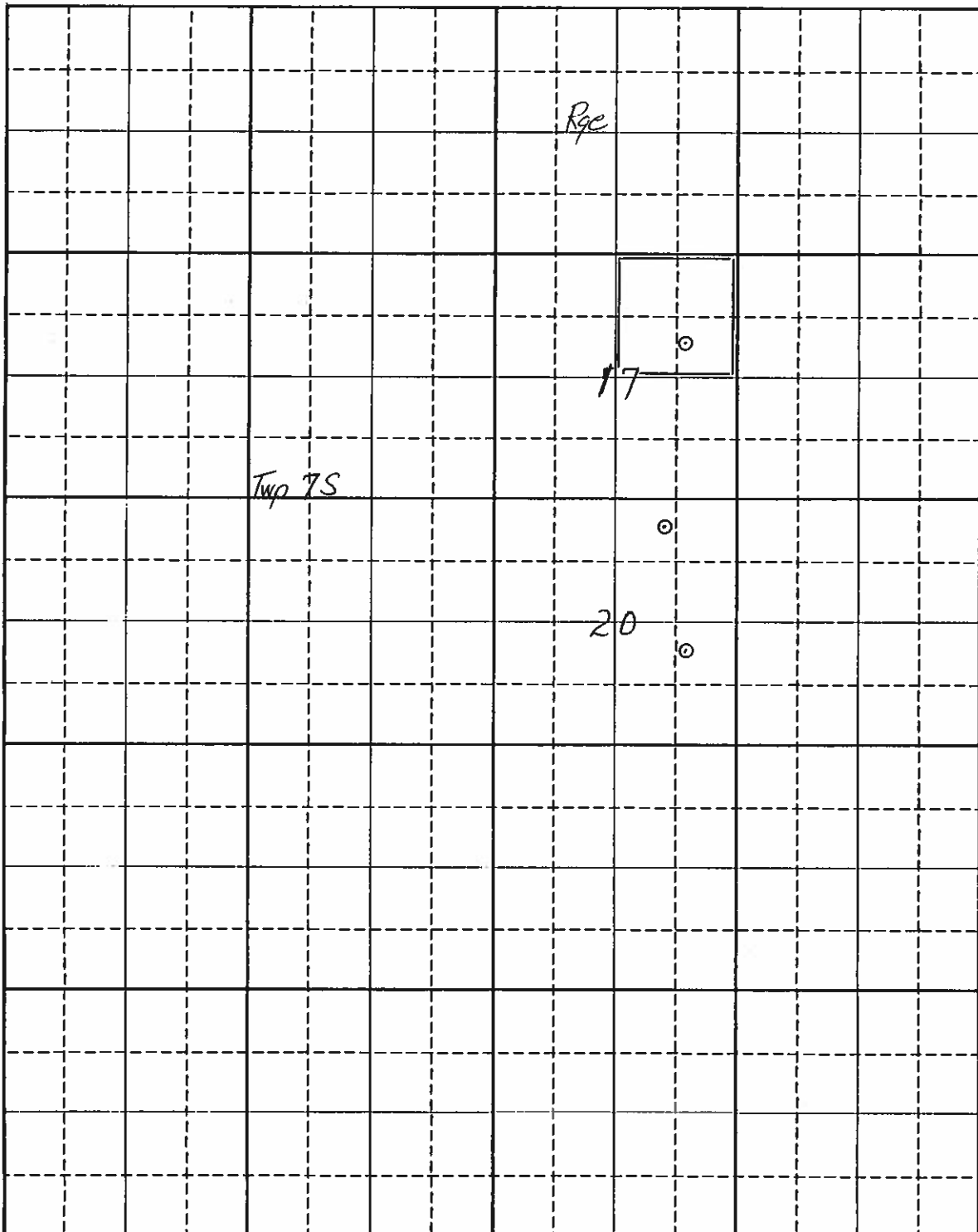
2. Change in place of use NO CHANGE

- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

4. Remarks _____

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Emil E. Bauer
(Signature of applicant)

Subscribed and sworn to before me this 24 day of March, 19 81.

Judi L. Glem
(Notary public)

My commission expires April 1984

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7129
and said application is hereby approved, subject to the following limitations and conditions:

Witness my hand this 7th day of May, 19 81.

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by kw Date 3/25/81 Protest filed by _____
Emc Date 3/20/81
Prelim. check by _____ Fee 50.00
Receipted by kw Date 3/20/81 # 17116
Published in Power Co. Press Copies of protest forwarded by _____
Pub. dates 4/02 & 4/09/81 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial _____
_____ rec'd. _____ by Jim DRT

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7129 Priority March 2, 1970 Amount 2.63 cfs

THIS IS TO CERTIFY, that EMIL E. BAUER
of American Falls, Idaho, has complied with the terms and conditions of Permit
No. 35-7129 issued pursuant to Application for Permit dated March 2, 1970
and has submitted proof to the Department of Water Resources on February 12, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.18 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>2.63</u> cfs and	<u>553 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>*3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 2.63 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
553 acre feet per year, said waters to be diverted within the SE 1/4 NE 1/4 of Sec. 17,
Twp. 7 S, Rge. 30 E, B. M. in the County of Power

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7 S	30 E	17	39	39	40	40													158

Total number of acres irrigated 158

* Subject to the condition that the maximum volume per year shall not exceed
3.5 acre feet per acre when combined with License No. 26567/35-2477.

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 9 day of
October, 19 76.

Director

FIELD REPORT

- 160

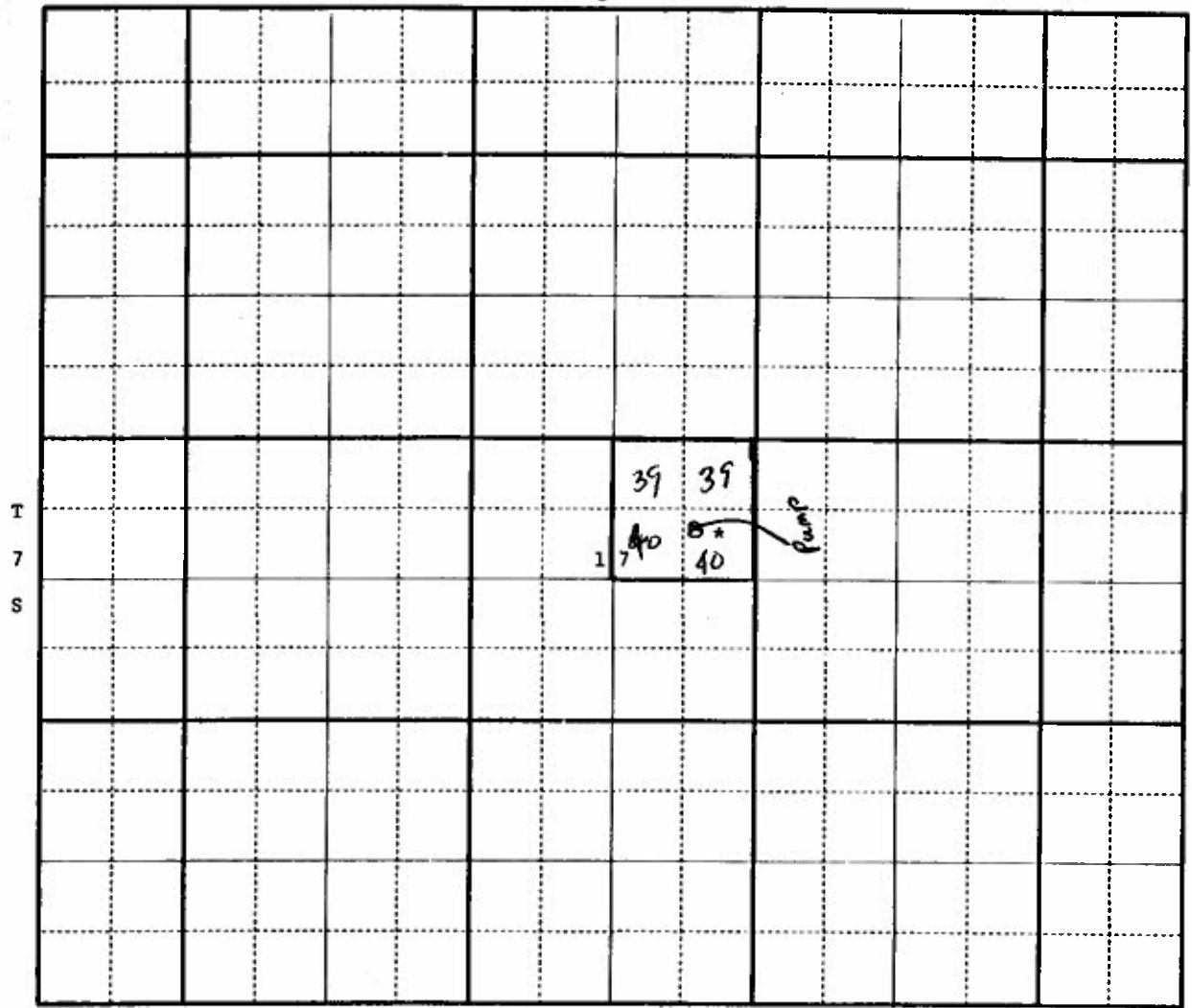
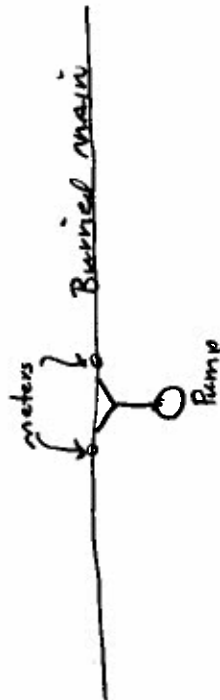


Diagram of System



DATE OF EXAM June 27, 1975

ACREAGE
Found 158
Recommended 158

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 2.63 c.f.s. V = _____ AF/Ann. from Apr 1 to Oct 31
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: N.A.
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ✓

Name source exchanged with: N.A.
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: N.A.
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: N.A.
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 3.17 cfs Method of measurement In Line Meters

Total Q recommended 2.63 cfs Meter No. N.A. Type Piro Condition Good

Total V recommended 553 ★ - Combined with
Lic- 35-2477

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None X

MEASUREMENT CALCULATION:

900 gal + 575 gal = 1425 gal/min = 3.17 cfs
3.16 cfs Allowed / 158 Ac. = .530 cfs = 2.63 cfs

SYSTEM DESCRIPTION:

U.S. MOTORS 150 Hp Ser # C1004036
Johnston Pump Ser # GC14037
10" closed 15' to North South Buried MAIN

REMARKS:

Previous Lic # 35-2477 → 40 Ac. SENE Sec 17 T7S R30E
4.22 cfs / 318 Ac. = .530 cfs / 40 Ac.

Examiner's Signature Bill Rhoads Date July 6, 1975

Checked by Loren O Halmer Date Dec 12, 1975

Approved by _____ Date _____

Rg-30

County Rd

18 17

17 17

A
78.7

Bauer
39

39

B
114.8

C
119.1

B
48

4.206

A-161

D
41.5

18 17
19 20

F
79.9
118.1

78.6

A-86

FWP-75-

C
116.4

E
119.2

G
152.6

A-161

H
195.1

45.2

I
116.5

19 20
20 29

20 21
20 29



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us/idwr/idwrhome.htm

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 11, 1999

Rick V. Bauer
3048 W. Juniper
American Falls, ID 83211

RE: Snake River Basin Adjudication (SRBA) claim A35-07129

Dear Claimant:

I have reviewed the Notice of Error Reply for the SRBA claim referenced above. This right has an interesting history. It is one of four rights that at one point in time utilized a common distribution system. On March 20, 1981 Emil Bauer filed Transfer No. 2434, the purpose of which was to describe a common distribution system with three interconnected wells for water right nos. 35-02477, 35-02911 and 35-07129. On the same day he filed an application for permit for water right 35-07961 describing the same three wells as the points of diversion for the new water right.

When permit no. 35-07961 was examined in 1986, the field examiner found the well in T07S, R30E, S17, SENE was producing 2.31 cfs. This was added to the diversion rate of the other two wells described on the permit, and the total diversion rate of the system was found to be 10.75 cfs.

Going further back in time, when right no. 35-07129 was originally licensed, 1/4 of the place of use was already covered by right 35-02477. Therefore, the licensed diversion rate for 35-07129 (2.63 cfs) was based on approximately 120 acres of "new" land, and approximately 40 acres of land that already had an existing water right. This means that the place of use for 35-07129 could include a portion of 35-02477. However, the portion of 35-02477 that originally overlapped with 35-07129 was claimed as an accomplished transfer in the SRBA, and is being recommended as an overlapping right with 35-07961A.

The SRBA claims that were filed for the water rights appear to divide the three wells into three different systems. (This necessitated the splitting of one of the water rights, resulting in the five claims.) If this was not your desire, then you may file an objection to your claims, and file a motion to amend your claims after the Director's Report for Basin 35, Part III is filed with the SRBA Court. Please contact me if you have any questions.

Sincerely,

Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

*Rick Bauer called 1-15-99.
Explained div. rates and compared 35-07129, 35-02911 and 35-07961B
with 35-02477 and 35-07961A. CF*