

JUL 27 2011

By _____

Clerk

Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) Water Right No.: 35-02434

) (Basin-Wide Issue 13)

) OBJECTION TO 706 REPORT AND

) RECOMMENDATION FOR BASIN

) WIDE ISSUE

)

Please Print or Type the Following Information:

NAME AND ADDRESS OF PERSON OBJECTING:

Name:

Richard Winberg

Address:

1027s 2600 w Aberdeen, ID 83210

Phone:

208-397-4416 or 208-681-0220

Name and Address of Attorney, if any:

Please Check Applicable Box:



I wish to object to the 706 Report and Recommendation filed by the Idaho Department of water resources with respect to the above-captioned water right.

REASONS SUPPORTING OBJECTION(S):

We have sufficient evidence to prove that we have used our water rights on our property well before the 1984 dead-line

Signature:

Richard Winberg

Dated:

7 25 11

FROM: RICHARD & MYRNA WINBERG
1027 S 2600 W
ABERDEEN ID 83210

27 OCT 1992

(208) 397-4416

TO: IDAHO DEPARTMENT OF WATER RESOURCES

RE: AMENDMENT TO PERMIT 35-08201

THE ATTACHED PERMIT IS BEING AMENDED TO COVER GROUND THAT HAS BEEN IRRIGATED FOR A NUMBER OF YEARS UNDER THE SAME POINT OF DIVERSION UNDER 35-02430 & 35-02434. LICENSES 35-02430 & 35-02434 HAVE INSUFFICIENT ACREAGE TO COVER THE ADDITIONAL GROUND CURRENTLY IRRIGATED UNDER THE SYSTEM. THE SYSTEM IS ADEQUATE TO IRRIGATE THIS AMENDED PLACE OF USE.

LICENSE 35-07798; HOWEVER, HAS SUFFICIENT GROUND AND WATER TO COVER THE ORIGINAL PLACE OF USE UNDER THIS PERMIT (I.E. S1/2NE1/4 SEC 26, T04S, R31E).

PLEASE PROCESS THIS AMENDMENT AS QUICKLY AS POSSIBLE.

SINCERELY,


RICHARD OR MYRNA WINBERG

RECEIVED

DEC 08 1992

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

7/27/2011

WATER RIGHT NO. 35-2434

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MYRNA WINBERG
Current Owner	RICHARD WINBERG
	1027 S 2600 W
	ABERDEEN, ID 83210
	(208)397-4416
Original Owner	MRS KARL B WEIBE
	STERLING, ID

Priority Date: 09/25/1956

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	4/01	10/31	0.44 CFS	
Total Diversion			0.44 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SENW	Sec. 14	Township 04S	Range 31E	BINGHAM County
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IRRIGATION Use:

Acre Limit: 30

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
04S	31E	14		NWNE	39		SWNE	40						
				NENW	37		NWNW	20		SWNW	36		SENE	40

Total Acres: 212

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 3.06 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 848 AF. COMBINED RIGHT NOS.: 35-02430, 35-11696
3.		THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 212 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02430, 35-11696
4.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5.		THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-02430, 35-11696 RIGHT NO. 35-11696 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 03/04/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

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

Water Right Report

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number: 120

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 212

Combined Volume Limit: 848

Combined Rate Limit:

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

Close