

AJ0749NP
No. R35-07391D

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

DATE: 10/19/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	RALPH BREIDING	03/13/1974	IRRIGATION	04-01 10-31	0.04 CFS	17.00 AFA
TOTAL DIVERSION:					0.04 CFS	17.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R29E S25

SESW

POWER County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
07S	29E 36	:		:		:		:		:		:		:		:		33.0
TOTAL ACRES																	33.0	

POU County: POWER

Conditions of Approval:

- 067 - The right holder shall measure and annually report diversions of
- water and/or other pertinent hydrologic and system information as
- required by Section 42-701, Idaho Code.
- A04 - THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE
- ORDER OF IDWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN
- ONE (1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING
- THE CHANGE.
- A06 - FAILURE TO COMPLY WITH THE CONDITIONS OF THE ADMINISTRATIVE
- ORDER IS CAUSE FOR IDWR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE
- APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NO. 35-02432D IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.47 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 132 AF.

POU1 USE OF THIS RIGHT WITH RIGHT NO. 35-02432D IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 33 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP RIGHT NO. 35-02432D IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

SCANNED
SEP 09 2005

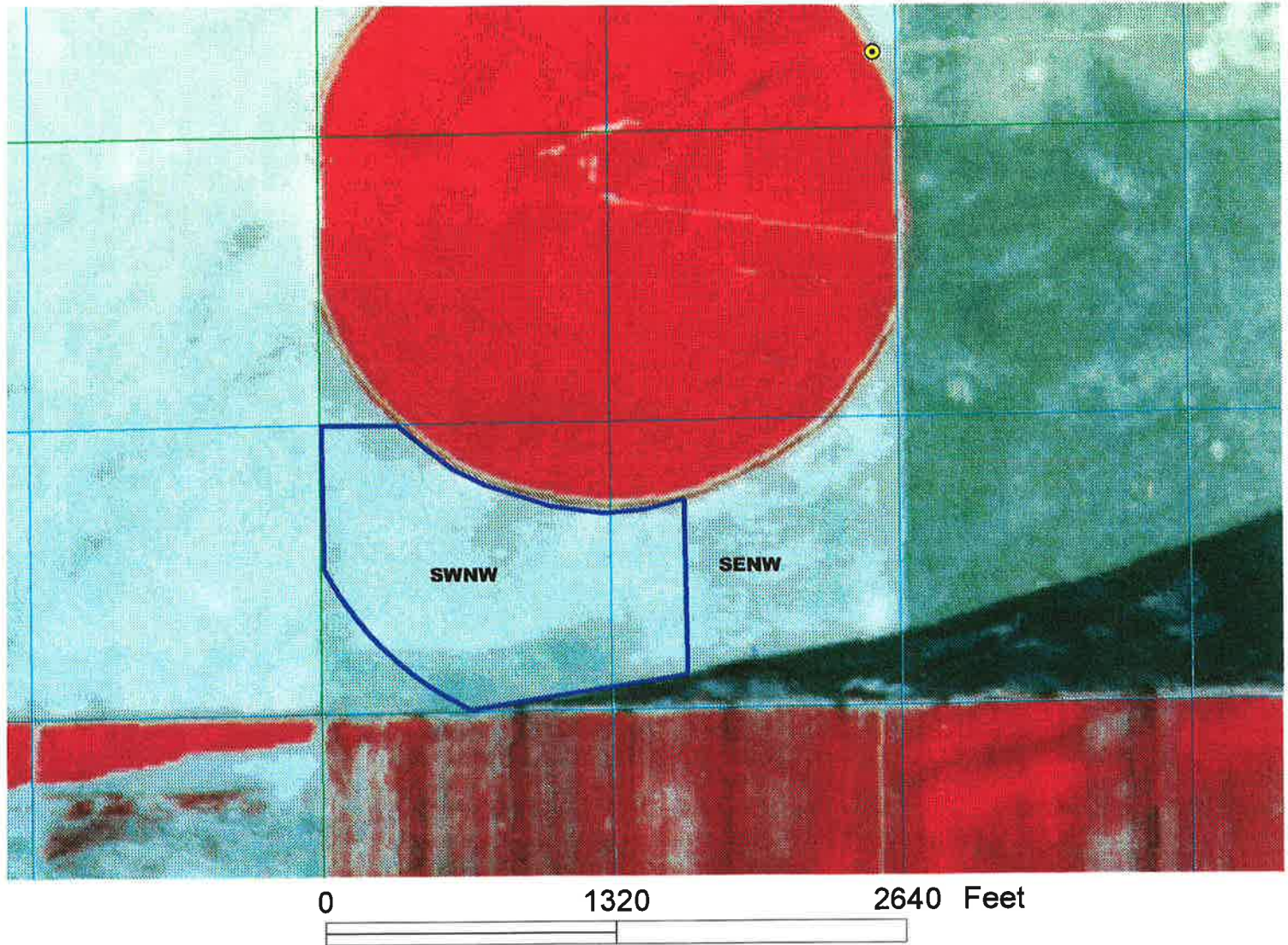
PROFILED

IDAHO DEPARTMENT OF WATER RESOURCES

RALPH BREDDING

Water Right No(s).

35-02432D & 35-07391D



Point of Diversion
Location



Place of Use
Boundary

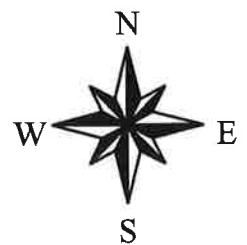


Section Lines



Quarter/Quarter Lines

Township(s) 07S, Range(s) 29E
Section(s) 36



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: Greg Taylor
Date: Oct. 19, 1998

SCANNED

SEP 09 2005

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MEMORANDUM

TO: Files 35-02432A & 35-07391A

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5202

DATE: August 13, 1998

The transfer changes the point of diversion and place of use under a portion of Rights 35-02432A and 35-07391A, splitting each right into Parts C and D.

The applicant is purchasing the water rights from land that has been in CRP to use on his own property. The sale and ownership change is contingent upon the approval of the transfer. Historical use was verified by SRBA staff and reflected on the transfer application limiting the combined rights before approved Transfer 5203 to 3.34 cfs, 952.0 afa and 238 total acres. The transfer approvals address the transferred acres. Transfer 5203 changes the place of use of 33.0 acres and associated rates and volumes.

The transfer application was proposed as the first split of these rights, but due to processing delays is actually the second transfer and split. The proposed existing point of diversion location was verified by region staff as SESW instead of the proposed SWSE requiring that the file be returned to the region office for advertisement of a notice of correction. The irrigated acres not covered by other rights was also specifically identified 33 instead of 45. The applicant requested that the transferred acres be reduced to provide for the remaining 33 acres.

Season of use and diversion volume have been adjusted to current standards. Recommended conditions include measuring & annual reporting requirements, irrigation overlap, combined right limits and standard transfer conditions.

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SCAN
SEP 09 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 19 1998

TRANSFER OF WATER RIGHT

TRANSFER NO. 5202
WATER RIGHT NO(S). 35-02432D/35-07391D

Department of Water Resources
Eastern Region

This is to certify that: RALPH BREIDING
2875 S VISITING RD
AMERICAN FALLS ID 83211

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 35-02432D : IRRIGATION Priority: 08/17/1955	04/01 to 10/31	0.43 CFS	132.0 AF
Right No. 35-07391D : IRRIGATION Priority: 03/13/1974	04/01 to 10/31	0.04 CFS	17.0 AF
TOTAL:		0.47 CFS	* 132.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 25, Township 07S, Range 29E
POWER County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	29E	36	SWNW 26	SENE 7		33
Total number of acres irrigated:						* 33

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. 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 lands above.

SCANNED

SEP 09 2005

PROFILED

TRANSFER NO. 5202
WATER RIGHT NO(S). 35-02432D/35-07391D

CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 6. Rights 35-02432D and 35-07391D when combined shall not exceed a total annual maximum diversion volume of 132.0 af at the field headgate, and the irrigation of 33.0 acres.

Dated this 13th day of August, 1998


Chief, Water Allocation Bureau

PROFILED

SCANNED
SEP 09 2005

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: A35-07391D

Date Received: / /

Receipt No: X777777

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: RALPH BREDDING
Address: 2875 S VISITING RD
AMERICAN FALLS ID

208-226-2109

83211

2. Date of Priority: MAR 13, 1974

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	29E	25		SE	SW		POWER

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.040		17.00

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or)

17.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	29E	36	SW	NW		IRR	26.0
			SE	NW		IRR	7.0

Section Acres 33.0

A35-07391D

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SCANNED

Date: 10/15/98

SEP 09 2005

A3507391D



10. Place of Use: Continued

Total Acres 33.0

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:

14. Remarks:

Rights 35-02432D and 35-07391D when combined shall not exceed a total annual maximum diversion volume of 132.0 af at the field headgate, and the irrigation of 33.0 acres.

15. Basis of Claim: LICENSE

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