

02/14/2002

A3513284



IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 35-13284

NAME AND ADDRESS: TODD FELD
1470 S 2750 W
ABERDEEN ID 83210

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.30 CFS
66.0 AFY

PRIORITY DATE: 02/23/1972

POINT OF DIVERSION:

T04S R33E S19 NESENW Within BINGHAM County

T04S R33E S19 SESENW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.300 CFS 66.00 AFY
COMMERCIAL	01/01 12/31	0.300 CFS 66.00 AFY

PLACE OF USE: STOCKWATER Within BINGHAM County

T04S R33E S19 SENW

COMMERCIAL Within BINGHAM County

T04S R33E S19 SENW

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

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.

EXPLANATORY MATERIAL: License

Right holder shall comply with the drilling permit requirements of Section
42-235, Idaho Code.

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.

The dairy operation authorized under this approval shall comply with
applicable county zoning and use ordinances.

Use of water under this approval shall comply with applicable water quality
standards of the Department of Environmental Quality.

The right holder shall accomplish the change authorized by transfer 68816
by Dec 26, 2002.

Failure of the right holder to comply with the conditions of this transfer is
cause for the Director to rescind approval of the transfer.

The total instantaneous diversion of water from all points of diversion under
Rights 35-13284 shall not exceed 0.30 cfs, nor total combined annual
volume of 66.0 af.

PROFILED

SCANNED
OCT 11 2005

WATER RIGHT NO. 35-13284
As Modified by Transfer No. 68816

In accordance with the approval of Transfer No. 68816, Water Right No. 35-13284 is now described as follows.

Right Holder: TODD FELD
 1470 S 2750 W
 ABERDEEN ID 83210

Priority Date: 02/23/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.30 CFS	66.0 AF
COMMERCIAL	01/01 to	12/31	0.30 CFS	66.0 AF
			0.30 CFS	66.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESENW Sec. 19 Twp 04S Rge 33E BINGHAM County

GROUND WATER SESENW Sec. 19 Twp 04S Rge 33E BINGHAM County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 33E 19								X									

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 33E 19								X									

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The total instantaneous diversion of water from all points of diversion under Rights 35-13284 shall not exceed 0.30 cfs, nor total combined annual volume of 66.0 af.
3. 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.
4. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.

PROFILED

SCANNED
OCT 11 2005

WATER RIGHT NO. 35-13284
As Modified by Transfer No. 68816

CONDITIONS OF APPROVAL

5. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26th day of December, 2001



Chief, Water Allocation Bureau

PROFILED

SCANNED
OCT 11 2005