

T-69575

02/19/2002

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

RIGHT NUMBER: 35-13363
NAME AND ADDRESS: LAYNE STEIDLEY
960 W 650 N
BLACKFOOT ID 83221
NEELEY STEIDLEY
960 W 650 N
BLACKFOOT ID 83221

A3513363



SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.01 CFS
3.2 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.15 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 30 AF. COMBINED RIGHT NOS.: 35-13341, 35-13363

PRIORITY DATE: 11/13/1972

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY
DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS
ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN
WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426,
IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF DIVERSION:

T01S R34E S33 SENW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.010 CFS 3.20 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T01S R34E S33 SENW 7.5

7.5 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 7.5 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 35-13341, 35-13363

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.
THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-13341
PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

Water Right 35-13363

SCANNED

1

OCT 11 2005

FILED

02/19/2002

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This right is for an enlargement of 0.8 acres within the place of use described for this right.

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.

Use of this right is combined with water from Peoples Canal & Irrigation Co.

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.

The right holder shall accomplish the change authorized by transfer 69575 by Jan 11, 2003.

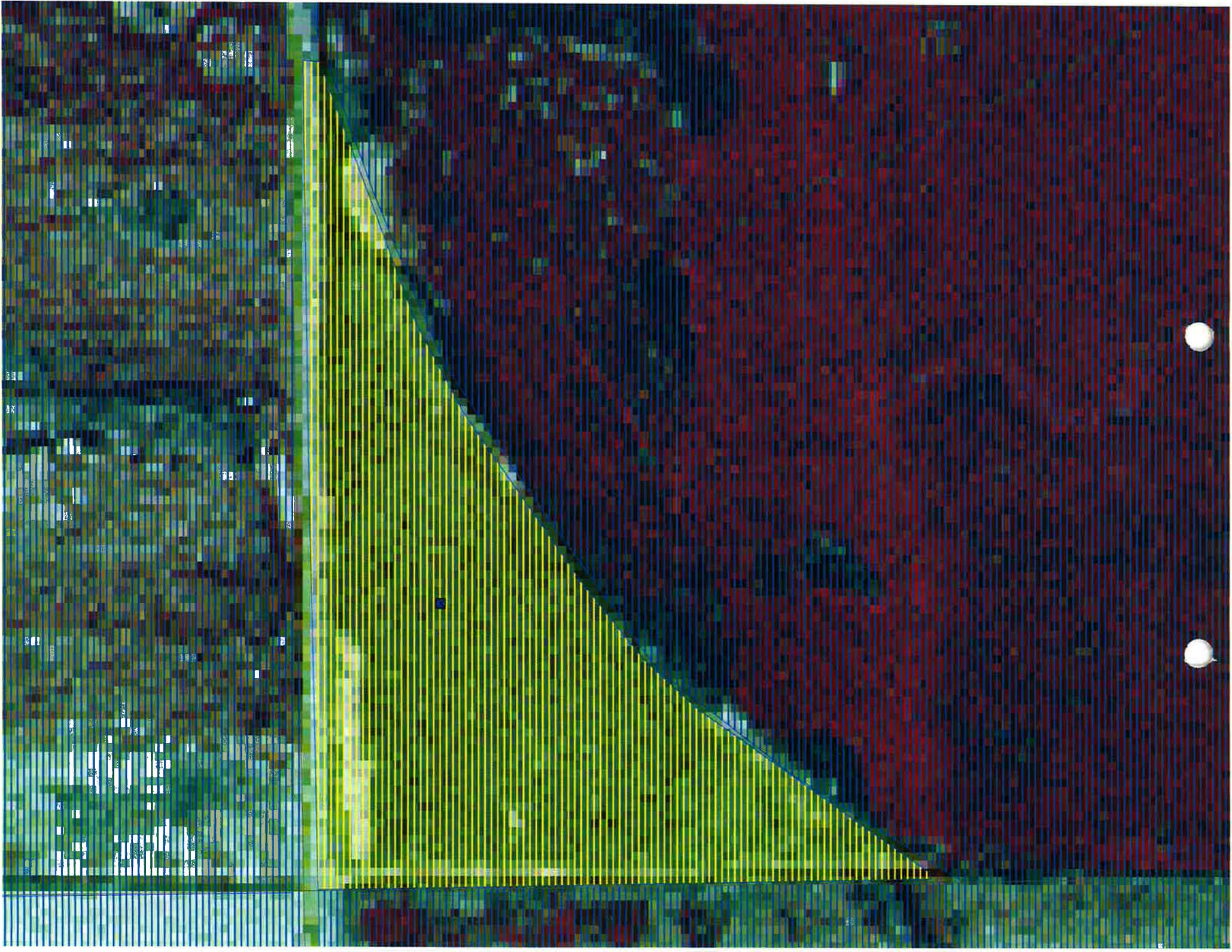
Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Right 35-13341 is also diverted through the point(s) of diversion described above.

All water rights within Basin 35 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

PROFILED

SCANNED
OCT 11 2005



WATER RIGHT NO. 35-13363

As Modified by Transfer No. 69575

In accordance with the approval of Transfer No. 69575, Water Right No. 35-13363 is now described as follows.

Right Holder: NEELEY STEIDLEY And
LAYNE STEIDLEY
960 W 650 N
BLACKFOOT ID 83221

Priority Date: 11/13/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.01 CFS	3.2 AF
			0.01 CFS	3.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENW Sec. 33 Twp 01S Rge 34E BINGHAM 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	
01S	34E	33								7.5									7.5

Total Acres: 7.5

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Right 35-13363 is limited to the irrigation of 0.8 acres within the place of use described above in a single irrigation season.
3. Rights 35-13341 and 35-13363 when combined shall not exceed a total diversion rate of 0.15 cfs, a total annual maximum diversion volume of 30.0 af at the field headgate, and the irrigation of 7.5 acres.
4. 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.
5. Right 35-13363 is an enlargement of Right 35-13341 pursuant to Section 42-1426, Idaho Code.
6. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

SCANNED

OCT 11 2005

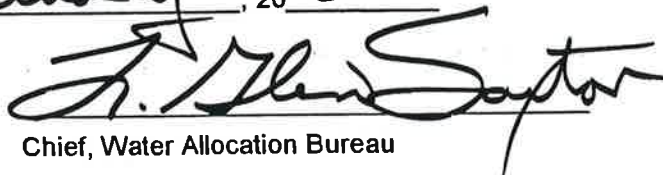
PROFILE

WATER RIGHT NO. 35-13363
As Modified by Transfer No. 69575

7. Right 35-13341 is also diverted through the point(s) of diversion described above.
8. All water rights within Basin 35 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
9. 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.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 11th day of January, 2002


Chief, Water Allocation Bureau

PROFILE

SCANNED
OCT 11 2005