

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 35-13482

NAME AND ADDRESS: JAMES T GNEITING
566 N 3400 E
LEWISVILLE ID 83431

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS
119.00 AFY

Right Nos. 35-2749 and 35-13482 are limited to a total combined diversion rate of 9.10 cfs.

PRIORITY DATE: 04/01/1987

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: T04N R35E S25 SENENE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.600 CFS 119.00 AFY

PLACE OF USE: IRRIGATION in JEFFERSON County

T04N R35E S25	NENE	39.00	T04N R35E S25	NWNE	40.00
T04N R35E S25	SWNE	40.00	T04N R35E S25	SENE	39.00
T04N R35E S25	NENW	40.00	T04N R35E S25	NWNW	40.00
T04N R35E S25	SWNW	40.00	T04N R35E S25	SENW	40.00
T04N R36E S30	NWNE	39.00	T04N R36E S30	SWNE	40.00
T04N R36E S30	NENW	39.00	T04N R36E S30 Lot 1	NWNW	35.00
T04N R36E S30 Lot 2	SWNW	36.00	T04N R36E S30	SENW	40.00

547 ACRES TOTAL

Right Nos. 35-2479 and 35-13482 are limited to the irrigation of a combined total of 547 acres in a single irrigation season.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-2749
PURSUANT TO SECTION 42-1426, IDAHO CODE.

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: BASIS OF CLAIM -

THIS RIGHT IS FOR AN ENLARGEMENT OF 34 ACRES WITHIN THE PLACE OF
USE DESCRIBED FOR THIS RIGHT.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

#134
#268

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 35-13482
Date Received: 11/6/2003
Receipt No: C084428
Received By: KAW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JAMES T GNEITING Phone: (208)754-8881

566 N 3400 E
LEWISVILLE ID USA 83431

2. Date of Priority: 04/01/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	35E	25	SE NE NE	JEFFERSON	

5. Description of diverting works:

well/pump to sprinklers

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.6	

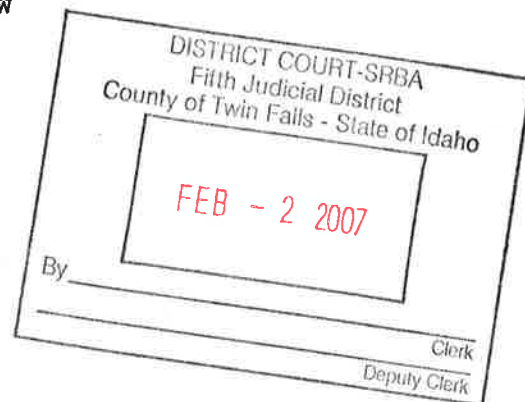
7. Total Quantity Appropriated is:
0.6 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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04N	35E	25	NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
			NW	NW		IRRIGATION	40
			SW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	NE		IRRIGATION	39
			SE	NE		IRRIGATION	39
						Section Acres	318
04N	36E	30	SW	NE		IRRIGATION	40
			SW	NW	2	IRRIGATION	36
			SE	NW		IRRIGATION	40
			NW	NW	1	IRRIGATION	35
			NE	NW		IRRIGATION	39
			NW	NE		IRRIGATION	39
						Section Acres	229
						Total Acres	547

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-2749 PURSUANT TO SECTION 42-1426, IDAHO CODE.

THIS RIGHT IS FOR AN ENLARGEMENT OF 34 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

15. Basis of Claim: Beneficial Use

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): [Signature] Date: _____

Date: _____

State of Idaho

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this
of Nov 2003

[Signature]

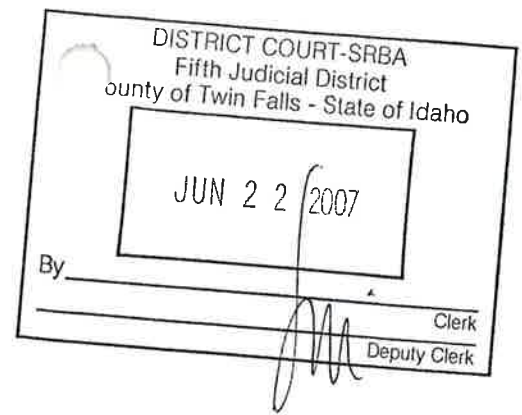
Notary Public

Residing at 2/26/2008 Rigby, ID

My commission Expires 2/26/2008



RECEIVED
JUN 26 2007
DEPARTMENT OF
WATER RESOURCES



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

Subcase: 35-13482

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On February 2, 2007, James T. Gneiting filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on June 19, 2007. This *Motion* complied with all procedural requirements under **SRBA Administrative Order 1**, and no objections were made to this late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for the above-captioned water right is **granted**.

The original Notice of Claim, as well as any attached filing fees, and a copy of this **Order** will be forwarded to the Idaho Department of Water Resources for further action. Following investigation by the Idaho Department of Water Resources, recommendation for the claim will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of **SRBA Administrative Order 1** 4d(2)(h).

IT IS SO ORDERED.

Dated June 22, 2007.


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on June 22, 2007, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

JAMES T GNEITING
566 N 3400 E
LEWISVILLE, ID 83431
Phone: 208-754-8881





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

June 29, 2007

JAMES T GNEITING
566 N 3400 E
LEWISVILLE ID 83431

RE: Snake River Basin Adjudication (SRBA)
Late Notice of Claim to a Water Right #35-13482

Dear Claimant:

Your Notice of Claim to a Water Right referenced above was received from the SRBA Court recently. I have enclosed receipt #C084428 for the fees you paid. Please retain the receipt for your records.

Your Notice of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/287-4916 if you have any questions.

Sincerely,

Craig L. Saxton
Water Rights Supervisor
Adjudication Bureau

CLS:ss:state

Enclosure:

Receipt Referenced Above

SCANNED

JUL - 1 2007

MVB 8/1/2007

This file needs to be sent to Eastern for field exam & review.

Claim is for an enlargement of 35-2741. I left a message for claimant 7/26/2007 asking about evidence of priority & have received no return call.

Per 35-2741 field exam, capacity of system was 9.1 cfs.
Needs measurement

- Call Jennifer Crabtree @ Eastern

STAFF TIME LOG

LATE CLAIMS

Claim No(s). 35-13482

[illegible]