

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-13799

WATER RIGHT NUMBER: 35-13799

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SIERRA PROPERTIES LLC PO BOX 50857 IDAHO FALLS, ID 83401

Priority Date: 02/10/1983

Basis: License

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>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.290 CFS	
	<u>Total Diversion:</u>	0.290 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4	Sec. 9, Twp 01N, Rge 37E, B.M.
BONNEVILLE 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	
01N	37E	9							13.0	36.0	13.0	9.0							71.0

Total Acres: 71

Conditions of Approval:

1. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
This right uses the same well as Right A35-13074 & 35-13798 and when combined with Right A35-13074 & 35-13798 shall not exceed a diversion rate of 4.12 cfs.
This right when combined with Right A35-13074 & 34-13798 and all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 1092.0 af for the lands above. This right is limited to the irrigation of 19.2 acres within the place of use described above in a single irrigation season.
2. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
3. 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

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Remarks:

Comments:

1. j barg 8/26/2008 Change of Ownership
Comment: Split from Water Right 35-8628

Dates and Other Information:

Licensed Date: 2/28/1995
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 3.5
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank: