

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-13734

WATER RIGHT NUMBER: 35-13734

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HOWARD KLEMPER 3070 W 1500 S ABERDEEN, ID 83210 (208)397-4096
Current Owner	JOYCE A KLEMPER 3070 W 1500 S ABERDEEN, ID 83210 (208)397-4096

Priority Date: 01/14/1949

Basis: Decreed

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	0.920 CFS	
	<u>Total Diversion:</u>	0.920 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4NW1/4	Sec. 13, Twp 05S, Rge 30E, B.M.
BINGHAM County		
GROUND WATER	SE1/4SW1/4SW1/4	Sec. 13, Twp 05S, Rge 30E, B.M.
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	
05S	30E	13					37.0	40.0	15.0	4.0			1.1	.6					97.7

Total Acres: 97.7

Conditions of Approval:

1. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 35-13734, 35-13735, 35-13736, 35-13737, 35-13738, and 35-13739.
2. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

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3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 97.7 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-13734, 35-13736, 35-13738.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 41.2 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.95 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 390.8 AF. COMBINED RIGHT NOS.: 35-13734, 35-13736 & 35-13738.
5. C18 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.
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Remarks:Comments:

1. erushing 3/27/2008 1:17:42 PM
Comment: Updated Shape

2. erushing 3/27/2008 1:24:12 PM
Comment: Updated Shape

3. erushing 3/27/2008 1:25:46 PM
Comment: Updated Shape

4. erushing 3/28/2008 Split Right
Comment: WR 35-2131 split into 35-13734 (Klempel) and 35-13735 (Ruff Times). Exception as listed on Ruff Times deed is 9.1 acres. Approximately 1.7 acres of the WR in the SESW & SWSW is located within the exception. This 1.7 acres is left with previous owner Klempel.

Dates and Other Information:

Licensed Date:
Decreed Date: 1/31/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: And
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.95	390.8	97.7

Combined Water Rights: 35-13734 , 35-13736 , 35-13738

Water Supply Bank: