

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-13685

WATER RIGHT NUMBER: 35-13685

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRAD FOSTER PO BOX 40 RIRIE, ID 83443 (208)538-5172
Current Owner	SHAROL FOSTER PO BOX 40 RIRIE, ID 83443 (208)538-5172

Priority Date: 04/01/1971

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	0.290 CFS	
	<u>Total Diversion:</u>	0.290 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 11, Twp 01S, Rge 33E, 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	
01S	33E	11													40.0	40.0	37.0	39.0	156.0
01S	33E	12									40.0	39.0							79.0

Total Acres: 235

Conditions of Approval:

1. C11 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.
2. USE OF THIS RIGHT WITH RIGHT NO. 35-13683 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 235 ACRES IN A SINGLE IRRIGATION SEASON.

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3. USE OF THIS RIGHT WITH RIGHT NO. 35-13683 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.43 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 940 AF.
4. RIGHT NO. 35-13683 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. THIS RIGHT IS FOR AN ENLARGEMENT OF 40 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
5. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-13683 PURSUANT TO SECTION 42-1426, IDAHO CODE.
6. 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.

Remarks:Comments:

1. jcrabtre 12/15/2007 Ownership Change
Comment: SPLIT BY OWNERSHIP CHANGE FROM 35-13202

2. jcrabtre 12/15/2007 POD
Comment: Updated shape

3. jcrabtre 12/15/2007 POU
Comment: Updated Shape

4. jcrabtre 12/15/2007 POU
Comment: Updated PLS

Dates and Other Information:

Licensed Date:
Decreed Date: 2/25/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: And/Or
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:Water Supply Bank: