

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

3/18/2025

Water Right 35-13775 *After Split*

**Owner Type**      **Name and Address**  
Current Owner      BRAD FOSTER  
                         PO BOX 40  
                         RIRIE, ID 83443-0040  
                         (208) 538-5172

Current Owner      SHAROL FOSTER  
                         PO BOX 40  
                         RIRIE, ID 83443-0040  
                         (208) 538-5172

**Priority Date:** 3/6/1953

**Basis:** Decreed

**Status:** Active

**Source**  
GROUND WATER

**Tributary**

| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 04/01                         | 10/31            | 0.020 CFS                    | 4.8 AF               |
|                              | <b><u>Total Diversion</u></b> |                  | 0.020 CFS                    | 4.8 AF               |

**Source and Point(s) of Diversion:**

|              |            |                                           |
|--------------|------------|-------------------------------------------|
| GROUND WATER | L3(SESENW) | Sec. 2, Twp 01S, Rge 33E, BINGHAM County  |
| GROUND WATER | NENE       | Sec. 11, Twp 01S, Rge 33E, BINGHAM County |
| GROUND WATER | NWNENW     | Sec. 12, Twp 01S, Rge 33E, BINGHAM County |
| GROUND WATER | SESE       | Sec. 6, Twp 01S, Rge 34E, BINGHAM County  |
| GROUND WATER | NWNWNW     | Sec. 7, Twp 01S, Rge 34E, BINGHAM County  |

**Place Of Use:**

IRRIGATION within BINGHAM County

|     |     |     | NE   |      |      |    | NW |    |    |    | SW |    |    |    | SE |    |      |      | Totals |
|-----|-----|-----|------|------|------|----|----|----|----|----|----|----|----|----|----|----|------|------|--------|
| Twp | Rng | Sec | NE   | NW   | SW   | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW   | SE   |        |
| 01S | 34E | 6   |      |      |      |    |    |    |    |    |    |    |    | L6 |    |    | 11.2 | 32.4 | 43.6   |
| 01S | 34E | 7   | 34.5 | 21.4 | 30.8 |    |    |    |    |    |    |    |    |    |    |    |      |      | 86.7   |

Right Acre Limit: 1.20  
POU Total Acres: 130.3

**Conditions of Approval:**

1.      X27      This right is limited to the irrigation of 1.2 acres within the authorized place of use in a single irrigation season.
2.      X35      Rights 35-13775 and 35-13777 when combined shall not exceed a total

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

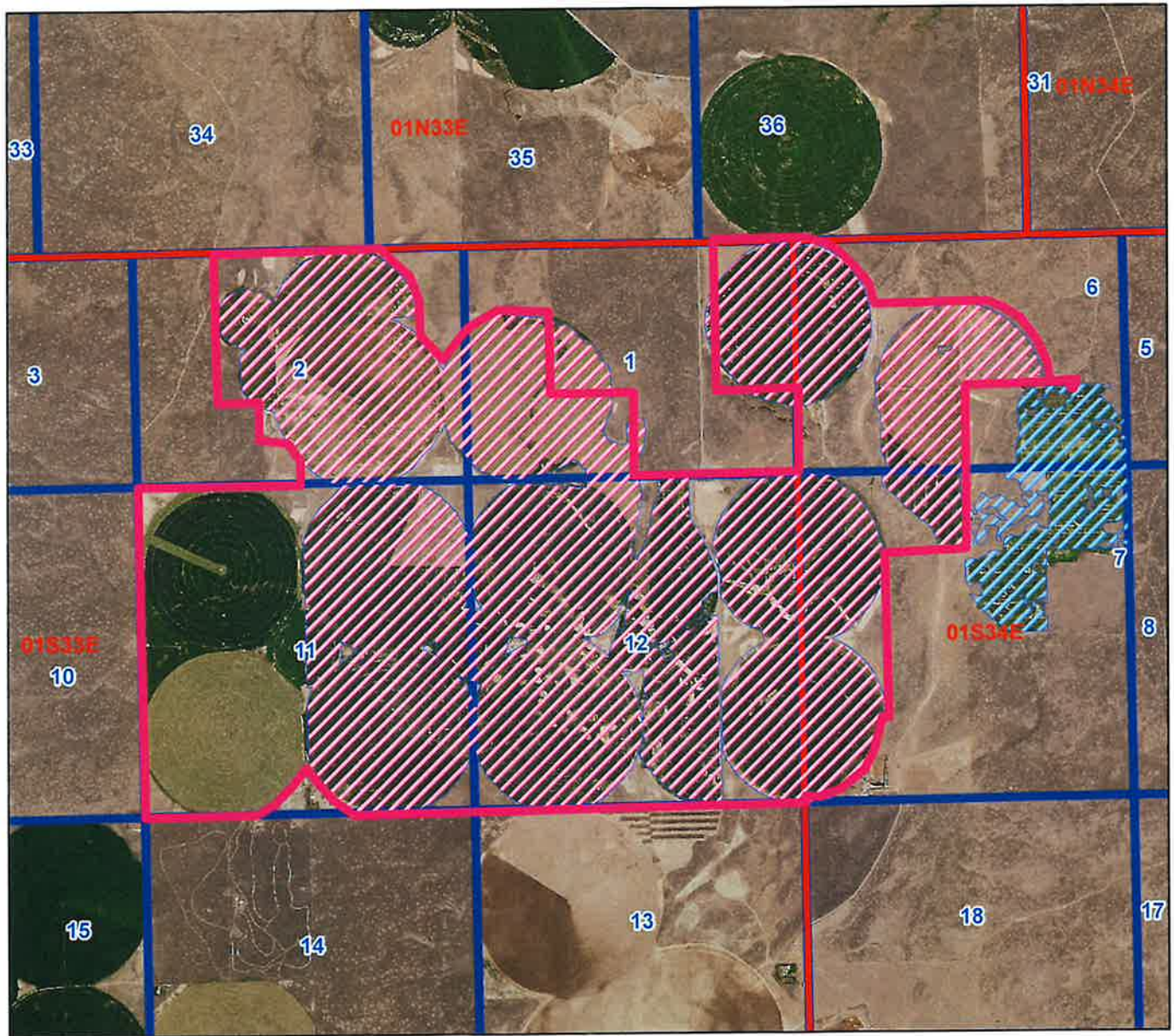
3/18/2025

- diversion rate of 0.07 cfs, a total annual maximum diversion volume of 21.6 af at the field headgate, and the irrigation of 5.4 acres.
3. X35 Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 1.91 cfs, a total annual maximum diversion volume of 521.2 af at the field headgate, and the irrigation of 130.3 acres.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
5. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. 214 Prior to the diversion and use of water under Transfer approval 88815, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. R64 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.
9. 004 This right does not grant any right-of-way or easement across the land of another.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. T08 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. T19 Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

**Comments:**

4 jbailey 3/18/2025 Ownership Change  
Water right 35-13775 was split into 35-13775 and 35-14918.

# Idaho Department of Water Resources



## Legend

- 35-14909, 35-14910, 35-14911, 35-14912, 35-14913, 35-14914, 35-14915, 35-14916, 35-14917, 35-14918, 35-14919, 35-14920, 35-14921, 35-14922 POU
- 35-2244, 35-2358, 35-1368235-13683, 35-13684, 3-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822, 35-13953 After Split
- Township/Range
- Sections

## IDAHO DEPARTMENT OF WATER RESOURCES

2/27/2025

## Proof Report

Water Right 35-13775 *Before Split*

**Owner Type**      **Name and Address**  
 Current Owner      BRAD FOSTER  
                          PO BOX 40  
                          RIRIE, ID 83443-0040  
                          (208) 538-5172

Current Owner      SHAROL FOSTER  
                          PO BOX 40  
                          RIRIE, ID 83443-0040  
                          (208) 538-5172

**Priority Date:** 3/6/1953**Basis:** Decreed**Status:** Active

**Source**  
 GROUND WATER

**Tributary**

| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 04/01                         | 10/31            | 0.320 CFS                    | 64.0 AF              |
|                              | <b><u>Total Diversion</u></b> |                  | 0.320 CFS                    | 64.0 AF              |

**Source and Point(s) of Diversion:**

|              |            |                                           |
|--------------|------------|-------------------------------------------|
| GROUND WATER | L3(SESENW) | Sec. 2, Twp 01S, Rge 33E, BINGHAM County  |
| GROUND WATER | NENE       | Sec. 11, Twp 01S, Rge 33E, BINGHAM County |
| GROUND WATER | NWNENW     | Sec. 12, Twp 01S, Rge 33E, BINGHAM County |
| GROUND WATER | SESE       | Sec. 6, Twp 01S, Rge 34E, BINGHAM County  |
| GROUND WATER | NWNWNW     | Sec. 7, Twp 01S, Rge 34E, BINGHAM County  |

**Place Of Use:**

IRRIGATION within BINGHAM County

|     |     |     | NE   |      |            |            | NW   |            |            |            | SW   |            |            |      | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------------|------------|------|------------|------------|------------|------|------------|------------|------|------|------|------|------|--------|
| Twp | Rng | Sec | NE   | NW   | SW         | SE         | NE   | NW         | SW         | SE         | NE   | NW         | SW         | SE   | NE   | NW   | SW   | SE   |        |
| 01S | 33E | 1   |      |      | 0.3<br>L2  | 26.2<br>L1 |      |            |            |            | 20.9 | 37.7       | 38.0       | 31.6 | 36.1 | 1.4  | 3.2  | 2.8  | 198.2  |
| 01S | 33E | 2   |      |      | 31.0<br>L2 | 8.2<br>L1  |      |            |            | 14.0<br>L3 | 31.0 |            |            | 7.4  | 28.9 | 40.0 | 38.6 | 28.5 | 227.6  |
| 01S | 33E | 11  | 33.2 | 33.7 | 40.0       | 40.0       |      |            |            |            |      |            |            |      | 39.0 | 38.9 | 35.3 | 32.6 | 292.7  |
| 01S | 33E | 12  | 33.8 | 23.8 | 36.8       | 33.8       | 38.1 | 32.5       | 38.6       | 37.2       | 38.2 | 38.6       | 32.6       | 33.7 | 33.9 | 36.8 | 32.0 | 32.6 | 553.0  |
| 01S | 34E | 6   |      |      |            |            |      |            | 22.2<br>L4 |            | 32.2 | 32.3<br>L5 | 2.7<br>L6  | 39.2 |      | 31.4 | 11.2 | 32.4 | 203.6  |
| 01S | 34E | 7   | 34.5 | 21.4 | 30.8       |            | 25.0 | 31.4<br>L1 | 34.0<br>L2 |            |      | 33.0<br>L3 | 28.3<br>L4 |      |      |      |      |      | 238.4  |

Right Acre Limit: 16.00  
 POU Total Acres: 1,713.5

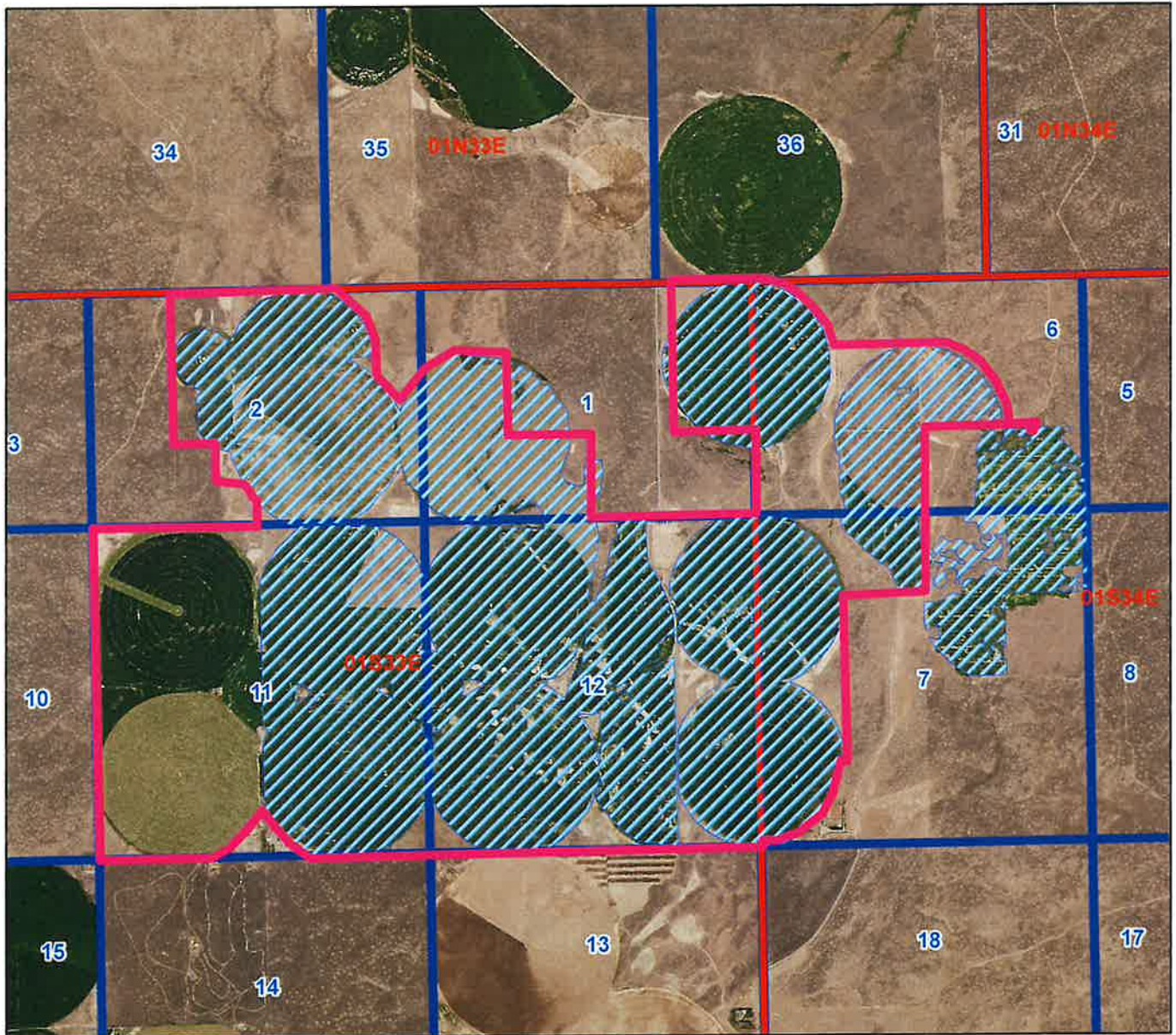
**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

2/27/2025

**Conditions of Approval:**

1. X27 This right is limited to the irrigation of 16.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 35-13775 and 35-13777 when combined shall not exceed a total diversion rate of 0.87 cfs, a total annual maximum diversion volume of 284.0 af at the field headgate, and the irrigation of 71.0 acres.
3. X35 Rights 35-2244, 35-2358, 35-13682, 35-13683, 35-13684, 35-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822 and 35-13953 when combined shall not exceed a total diversion rate of 25.07 cfs, a total annual maximum diversion volume of 6,854.0 af at the field headgate, and the irrigation of 1,713.5 acres.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
5. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. 214 Prior to the diversion and use of water under Transfer approval 88815, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. R64 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.
9. 004 This right does not grant any right-of-way or easement across the land of another.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. T08 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. T19 Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

# Idaho Department of Water Resources



## Legend

-  35-2244, 35-2358, 35-1368235-13683, 35-13684, 3-13685, 35-13687, 35-13689, 35-13774, 35-13775, 35-13776, 35-13777, 35-13822, 35-13953 Before Split
-  Township/Range
-  Sections