

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
COPY
FILED

2004 JAN 26 AM 10 54

**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

) **Water Rights: 29-51 & 29-11277**

Case No. 39576

)
)
) **NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

_____ IDWR has completed the following Administrative proceeding:

- ☒ Address change
- ☐ Substitution of Party
- ☐ I.C. § 42-222 transfer
- ☐ point of diversion ☐ place of use
- ☐ period of use ☐ nature of use
- ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Jan 16, 2004

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on January 23, 2004, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
PORTNEUF IRRIGATION CO
PO BOX 194
ARIMO ID 83214

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

Each party in the subcase, or attorney of record
JERRY RIGBY
RIGBY, THATCHER, ANDRUS, RIGBY, KAM, & MOELLER
PO BOX 250
REXBURG ID 83440

RANDOLPH CALVIN STONE
137 W 13TH ST
PO BOX 910
BURLEY ID 83318

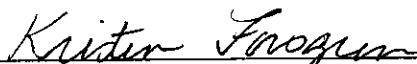
MARSH VALLEY DEVELOPMENT INC
5203 S 11TH E
IDAHO FALLS ID 83404

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

01/16/2004

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

RIGHT NUMBER: 29-51
NAME AND ADDRESS: PORTNEUF IRRIGATION CO
C/O CONNIE MARIE JONS
PO BOX 194
ARIMO ID 83214

SOURCE: PORTNEUF RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 55.000 CFS

PRIORITY DATE: 03/27/1889

POINT OF
DIVERSION: T09S R37E S22 NESW Lot 3 Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	55.000 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.		

PLACE OF USE:

01/16/2004

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

Place of use is within the area served by the Portneuf Irrigation Co.

USE OF THIS RIGHT WITH RIGHT NO. 29-11277 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 2399.8 ACRES IN A SINGLE
IRRIGATION SEASON.

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

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 - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

WATER IS DELIVERED THROUGH MAIN HEADING OFF PORTNEUF RIVER
AND REDIVERTED FROM THE CANAL SYSTEM AT SWNNNE SECTION 30
T.9S R37E.

RIGHT NO. 29-11277 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

01/16/2004

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

RIGHT NUMBER: 29-11277

NAME AND ADDRESS: PORTNEUF IRRIGATION CO
C/O CONNIE MARIE JONS
PO BOX 194
ARIMO ID 83214

SOURCE: PORTNEUF RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 55.000 CFS

PRIORITY DATE: 08/07/1932

POINT OF
DIVERSION: T09S R37E S22 NESW Lot 3 Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	09/16 10/31	55.000 CFS
STOCKWATER	09/15 12/31	0.330 CFS

PLACE OF USE:

Place of use is within the area served by the Portneuf Irrigation Co.

USE OF THIS RIGHT WITH RIGHT NO. 29-51 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 2399.8 ACRES IN A SINGLE IRRIGATION
SEASON.

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

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 - Beneficial Use

WATER IS DELIVERED THROUGH MAIN HEADING OFF PORTNEUF RIVER
AND REDIVERTED FROM THE CANAL SYSTEM AT SWNNWNE SECTION 30
T.9S R37E.

RIGHT NO. 29-00051 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.