

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

2004 APR 21 PM 1 57

**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

Case No. 39576

Water Rights: 65-10953

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

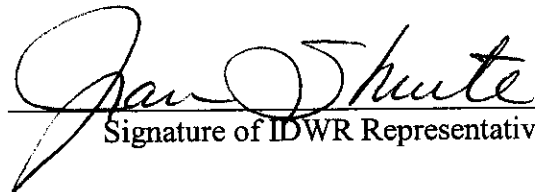
IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party
- ☐ IC § 42-222 transfer
 - ☐ Point of diversion
 - ☐ Period of use
 - ☐ Split of water right
 - ☐ Other
 - ☐ Place of use
 - ☐ Nature of use
 - ☐ Change in ownership
- ☐ IC § 42-219 license

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 Report(s)* for said water right(s). 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: April 16, 2004



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 19, 2004, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

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

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

George W Dovel (Former Owners)
434 Pioneer Rd
Horseshoe Bend ID 83629

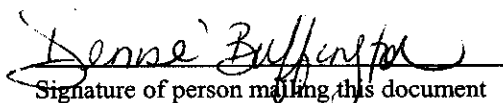
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Elisabeth V Wallace
Rt 1 Box 61
Horseshoe Bend ID 83629

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

George W Dovel (Current Owners)
434 Pioneer Rd
Horseshoe Bend ID 83629

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile


Signature of person mailing this document

COPY

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

04/16/2004

IDAHO DEPARTMENT ~~FILED~~ WATER RESOURCES

RECEIVED

RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

2004 APR 21 PM 1 57

APR 22 2004

Department of Water Resources

RIGHT NUMBER: 65-10953

NAME AND ADDRESS: GEORGE W DOVEL
434 PIONEER RD
HORSESHOE BEND ID 83629

SOURCE: PORTER CREEK

TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.040 CFS
1.200 AFY

THIS RIGHT WHEN COMBINED WITH RIGHT 65-10952 SHALL PROVIDE NO MORE
THAN .04 CFS NOR 1.2 AFA.

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1946

POINT OF DIVERSION:

T07N R02E S12 SWSW Within BOISE County
T07N R03E S7 SWNW Lot 2 Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE: DOMESTIC Within BOISE County
T07N R02E S12 SWSW

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.

Basin 65 General Provisions No. 3, the Separate Streams General
Provision, does not apply to appropriations of water after October 18,
1977.

This water right shall be administered as being from a separate source
pursuant to Basin 65 General Provision No. 3. If the holder of this right
seeks to change the right pursuant to Idaho Code § 42-222 or successor
statute, nothing in this general provision shall preclude any other person
or entity from demonstrating that such change in use would cause injury
to its water right or from receiving any relief provided by law in the event
of injury.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Decreed