

COPY

2004 MAY -4 PM 2:13  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED

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     | ) | Subcase No. 43-13108, 43-13110, |
|                | ) | 43-13112, 43-13114              |
| Case No. 39576 | ) |                                 |
|                | ) | NOTICE OF COMPLETED             |
| _____          | ) | ADMINISTRATIVE PROCEEDING       |

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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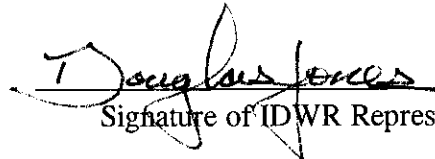
Does the change in "ownership" result in a splitting of the water right claimed? ☐Yes ☒No

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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: 5/4/04

  
\_\_\_\_\_  
Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on 5/04, 2004, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:  
Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
PO Box 2707  
Twin Falls ID 83303-2707
2. One Copy to:  
Claimant/Seller for Substitution of Party or attorney of record:  
Roger Ling  
Ling Robinson & Walker  
PO Box 396  
Rupert ID 83350
3. One Copy to:  
Claimant/Purchaser for Substitution of Party or attorney of record:  
J Max Jones  
Diane Jones  
2060 E 1000S  
Declo ID 83323
4. One Copy to:  
Chief Natural Resources Division  
Office of the Attorney General  
PO Box 44449  
Boise ID 83711-4449
5. 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

05/04/2004

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

RIGHT NUMBER: 43-13108  
NAME AND ADDRESS: DIANE D JONES  
2060 E 1000 S  
DECLO ID 83323  
  
J MAX JONES  
2060 E 1000 S  
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.380 CFS  
476.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL  
DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108,  
43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 01/03/1949

POINT OF  
DIVERSION: T12S R26E S11 SESENW Within CASSIA County  
T12S R26E S11 SWSWSE Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>         |
|-----------------------|----------------------|-------------------------|
| IRRIGATION            | 03/15 11/15          | 2.380 CFS<br>476.00 AFY |

PLACE OF USE: IRRIGATION Within CASSIA County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T12S R26E S10 | SWNE | 38.0 | T12S R26E S11 | SWNW | 40.0 |
| T12S R26E S11 | SENW | 28.0 | T12S R26E S11 | NESW | 40.0 |
| T12S R26E S11 | NWSW | 40.0 | T12S R26E S11 | SWSW | 29.0 |
| T12S R26E S11 | SESW | 38.0 | T12S R26E S11 | NWSE | 9.0  |
| T12S R26E S11 | SWSE | 29.0 |               |      |      |

291 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112,  
43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 119 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

05/04/2004

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

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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 - License

RIGHT NO. 43-13356 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS.  
PURSUANT TO SECTION 42-1416B, IDAHO CODE.: 43-13108, 43-13110,  
43-13112, & 43-13114.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-2332.

05/04/2004

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

RIGHT NUMBER: 43-13110  
NAME AND ADDRESS: DIANE D JONES  
2060 E 1000 S  
DECLO ID 83323  
  
J MAX JONES  
2060 E 1000 S  
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.230 CFS  
580.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-13112 IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 2.42 CFS AND TO A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 580 AF.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL  
DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108,  
43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 01/14/1954

POINT OF  
DIVERSION: T12S R26E S11 SESENE Within CASSIA County  
T12S R26E S11 SWSWE Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>         |
|-----------------------|----------------------|-------------------------|
| IRRIGATION            | 03/15 11/15          | 2.230 CFS<br>580.00 AFY |

PLACE OF USE: IRRIGATION Within CASSIA County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T12S R26E S10 | SWNE | 38.0 | T12S R26E S11 | SWNW | 40.0 |
| T12S R26E S11 | SENE | 28.0 | T12S R26E S11 | NESW | 40.0 |
| T12S R26E S11 | NWSW | 40.0 | T12S R26E S11 | SWSW | 29.0 |
| T12S R26E S11 | SESW | 38.0 | T12S R26E S11 | NWSE | 9.0  |
| T12S R26E S11 | SWSE | 29.0 |               |      |      |

291 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112,  
43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 145 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

05/04/2004

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

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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 - License

RIGHT NO. 43-13356 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS.  
PURSUANT TO SECTION 42-1416B, IDAHO CODE.: 43-13108, 43-13110,  
43-13112, & 43-13114.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-2402.

05/04/2004

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

RIGHT NUMBER: 43-13112  
NAME AND ADDRESS: J MAX JONES  
2060 E 1000 S  
DECLO ID 83323  
  
DIANE D JONES  
2060 E 1000 S  
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.230 CFS  
548.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 43-13110 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.42 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 580 AF.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108, 43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 10/05/1959

POINT OF  
DIVERSION: T12S R26E S11 SESENW Within CASSIA County  
T12S R26E S11 SWSWE Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>         |
|-----------------------|----------------------|-------------------------|
| IRRIGATION            | 03/15 11/15          | 2.230 CFS<br>548.00 AFY |

PLACE OF USE: IRRIGATION Within CASSIA County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T12S R26E S10 | SWNE | 38.0 | T12S R26E S11 | SWNW | 40.0 |
| T12S R26E S11 | SENW | 28.0 | T12S R26E S11 | NESW | 40.0 |
| T12S R26E S11 | NWSW | 40.0 | T12S R26E S11 | SWSW | 29.0 |
| T12S R26E S11 | SESW | 38.0 | T12S R26E S11 | NWSE | 9.0  |
| T12S R26E S11 | SWSE | 29.0 |               |      |      |

291 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-13110 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 145 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112, 43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 137 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

05/04/2004

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

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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 - License

RIGHT NO. 43-13356 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS.  
PURSUANT TO SECTION 42-1416B, IDAHO CODE.: 43-13108, 43-13110,  
43-13112, & 43-13114.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-2478.

05/04/2004

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

RIGHT NUMBER: 43-13114  
NAME AND ADDRESS: J MAX JONES  
2060 E 1000 S  
DECLO ID 83323  
  
DIANE D JONES  
2060 E 1000 S  
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.230 CFS  
72.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 4.8 CFS AND TO A TOTAL COMBINED ANNUAL  
DIVERSION VOLUME OF 1128 AF. COMBINED RIGHT NOS.: 43-13108,  
43-13110, 43-13112, 43-13114, & 43-13356.

PRIORITY DATE: 03/15/1962

POINT OF  
DIVERSION: T12S R26E S11 SESENE Within CASSIA County  
T12S R26E S11 SWSWE Within CASSIA County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>        |
|-----------------------|----------------------|------------------------|
| IRRIGATION            | 03/15 11/15          | 0.230 CFS<br>72.00 AFY |

PLACE OF USE: IRRIGATION Within CASSIA County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T12S R26E S10 | SWNE | 38.0 | T12S R26E S11 | SWNW | 40.0 |
| T12S R26E S11 | SENE | 28.0 | T12S R26E S11 | NESW | 40.0 |
| T12S R26E S11 | NWSW | 40.0 | T12S R26E S11 | SWSW | 29.0 |
| T12S R26E S11 | SESE | 38.0 | T12S R26E S11 | NWSE | 9.0  |
| T12S R26E S11 | SWSE | 29.0 |               |      |      |

291 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 291 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 43-423A, 43-13108, 43-13110, 43-13112,  
43-13114, & 43-13356.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 18 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

05/04/2004

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

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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

RIGHT NO. 43-13356 IS AN EXPANSION OF THE FOLLOWING RIGHT NOS. PURSUANT TO SECTION 42-1416B, IDAHO CODE.: 43-13108, 43-13110, 43-13112, & 43-13114.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-10150A.