

COPY

RECEIVED

2004 AUG -3 PM 2:38

AUG 04 2004

DEPARTMENT OF
WATER RESOURCES

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. 43-2353, 43-13357,

)

43-13358

Case No. 39576

)

)

NOTICE OF COMPLETED

)

ADMINISTRATIVE PROCEEDING

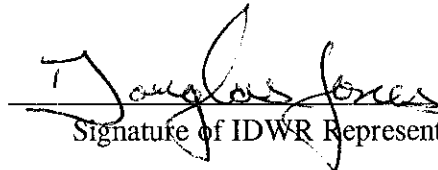
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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

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: 8/2/04


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/3, 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:
J Max Jones
Diane Jones
2060 E 1000 S
Declo ID 83323
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Gary Harper
Susan Harper
2040 E 850 S
Malta ID 83342
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

7/28/04

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

RIGHT NUMBER: 43-2353

SPLIT RIGHT: SEE RIGHT NOS. 43-13357 and 43-13358.

08/02/2004

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

RIGHT NUMBER: 43-13357

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: 0.710 CFS
257.20 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 0.83 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 257.2 AF. COMBINED RIGHT NOS.: 43-13357,
43-13359, & 43-13361.

PRIORITY DATE: 08/07/1950

POINT OF
DIVERSION: T12S R26E S11 SESENW Within CASSIA County
T12S R26E S11 SWSWSW Within CASSIA County
T12S R26E S11 SWSWSW 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	0.710 CFS 257.20 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S10	NESE	40.0	T12S R26E S10	SESE	35.0
---------------	------	------	---------------	------	------

75 ACRES TOTAL

USE OF RIGHT NOS. 43-13357, 43-13359 AND 43-13361 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 75 ACRES IN A SINGLE IRRIGATION
SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-13359 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 64.3 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 274.0 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-423B, 43-13357, 43-13358, 43-13359,
43-13360, 43-13361 AND 43-13362.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 64.3 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

08/02/2004

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

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

TWO POINTS OF DIVERSION LOCATED IN T12S, R26E, S11, SWSWSW.

RIGHT NO. 43-13361 IS AN EXPANSION OF 43-13357 AND 43-13359
PURSUANT TO SECTION 42-1416B, IDAHO CODE.

08/02/2004

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

RIGHT NUMBER: 43-13358
NAME AND ADDRESS: SUSAN C HARPER
2040 E 850 S
DECLO ID 83323

GARY B HARPER
2040 E 850 S
DECLO ID 83323

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.190 CFS
682.80 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.54 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 682.8 AF. COMBINED RIGHT NOS.: 43-13358,
43-13360 & 43-13362.

PRIORITY DATE: 08/07/1950

POINT OF
DIVERSION: T12S R26E S11 SESENW Within CASSIA County
T12S R26E S11 SWSWSW Within CASSIA County
T12S R26E S11 SWSWSW 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	2.190 CFS 682.80 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R26E S03	NESE	39.0	T12S R26E S03	SESE	40.0
T12S R26E S10	NENE	40.0	T12S R26E S10	NWNE	40.0
T12S R26E S10	SENE	40.0			

199 ACRES TOTAL

USE OF RIGHT NOS. 43-13358, 43-13360 AND 43-13362 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 199 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 43-13360 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 170.7 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 274 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 43-00423B, 43-13357, 43-13358, 43-13359,
43-13360, 43-13361 & 43-13362.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 170.7 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

08/02/2004

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

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

TWO POINTS OF DIVERSION LOCATED IN T12S, R26E, S11, SWSWSW.

RIGHT NO. 43-13362 IS AN EXPANSION OF 43-13358 & 43-13360
PURSUANT TO SECTION 42-1416B, IDAHO CODE.