

COPY

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JUN - 4 2002

Department of Water Resources

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAY 30 2002

By _____
Clerk
Deputy Clerk

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: 35-2282, 35-2454,
35-2617, 35-11572, 35-11573

AMENDED NOTICE OF
COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☒ Address change
☐ Substitution of Party
☐ IC § 42-222 transfer

- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |
| ☐ Other | |

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: May 30, 2002

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 30, 2002, 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
Off ice 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:

Winding Brook Corp.
c/o Rodney Moore
P.O. Box 53
Nampa, ID 83653

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

X. R. Lew
Signature of person mailing this document

IDAHO DEPARTMENT OF WATER RESOURCES
AMENDED RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 30 2002	
By _____	Clerk
_____	Deputy Clerk

RIGHT NUMBER: 35-2282

NAME AND ADDRESS: WINDING BROOK CORPORATION
C/O RODNEY H MOORE
PO BOX 53
NAMPA ID 83653

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.900 CFS
580.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 35-11573 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 2.90 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 738 AF.

PRIORITY DATE: 11/22/1952

POINT OF
DIVERSION: T01N R35E S35 SENESW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	2.900 CFS 580.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T01N R35E S34	NESE	20.5	T01N R35E S34	SESE	6.5
T01N R35E S35	NENW	7.0	T01N R35E S35	NWNW	0.5
T01N R35E S35	SWNW	2.0	T01N R35E S35	SENW	24.0
T01N R35E S35	NESW	29.0	T01N R35E S35	NWSW	8.5
T01N R35E S35	SWSW	11.5	T01N R35E S35	SESW	39.0
T01N R35E S35	NWSE	18.0	T01N R35E S35	SWSE	18.0

184.5 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 145 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT
WITH RIGHT NO. 35-11573 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL
OF 184.5 ACRES IN A SINGLE IRRIGATION SEASON.

THE USE OF WATER WITHIN T01N, R35E, S35, NWNW SHALL BE LIMITED TO THE SE
1/4 OF THE SE 1/4 OF THAT PLACE OF USE.

THE USE OF WATER WITHIN T01N, R35E, S35, SWNW SHALL BE LIMITED TO THE NE
1/4 OF THAT PLACE OF USE.

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. 35-11573 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

RIGHT NO. 35-11573 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION
42-1426, IDAHO CODE.

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

05/29/2002

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

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAY 30 2002

By _____
Clerk
Deputy Clerk

RIGHT NUMBER: 35-2454
NAME AND ADDRESS: WINDING BROOK CORPORATION
C/O RODNEY H MOORE
PO BOX 53
NAMPA ID 83653

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.460 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-11572 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 1.46 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 400 AF.

PRIORITY DATE: 03/01/1956

POINT OF
DIVERSION: T01N R35E S35 NENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	1.460 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County

T01N R35E S26	SESE	6.0	T01N R35E S35	NENE	37.0
T01N R35E S35	NWNE	9.0	T01N R35E S35	SWNE	17.0
T01N R35E S35	SENE	21.0	T01N R35E S36	NWNW	10.0

100 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 82 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH
RIGHT NO. 35-11572 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 100
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 - License

RIGHT NO. 35-11572 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

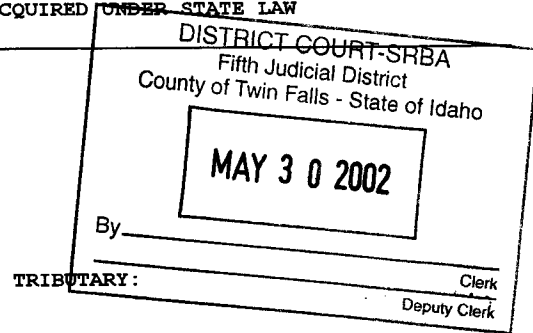
RIGHT NO. 35-11572 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION
42-1426, IDAHO CODE.

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

05/29/2002

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

RIGHT NUMBER: 35-2617
NAME AND ADDRESS: WINDING BROOK CORPORATION
C/O RODNEY H MOORE
PO BOX 53
NAMPA ID 83653
SOURCE: GROUND WATER
QUANTITY: 1.760 CFS
552.00 AFY
PRIORITY DATE: 11/18/1960
POINT OF
DIVERSION: T01N R35E S26 NWSWNE Within BINGHAM County



PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	1.760 CFS 552.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T01N R35E S23	SWSE	16.0	T01N R35E S26	NENE	6.0
T01N R35E S26	NWNE	31.0	T01N R35E S26	SWNE	34.0
T01N R35E S26	NENW	9.0	T01N R35E S26	SENE	13.0
T01N R35E S26	NESE	18.0	T01N R35E S26	NWSE	11.0

138 ACRES TOTAL

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

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

05/30/2002

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

RIGHT NUMBER: 35-11572
NAME AND ADDRESS: WINDING BROOK CORP
C/O RODNEY H MOORE
PO BOX 53
NAMPA ID 83653-0053

MAY 30 2002

By _____ Clerk
Deputy Clerk

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.310 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-02454 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 1.46 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 400 AF.

PRIORITY DATE: 04/01/1976

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY
DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS
ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN
WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426,
IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF
DIVERSION: T01N R35E S35 NENE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	0.310 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County

T01N R35E S26	SESE	6.0	T01N R35E S35	NENE	37.0
T01N R35E S35	NWNE	9.0	T01N R35E S35	SWNE	17.0
T01N R35E S35	SENE	21.0	T01N R35E S36	NWNW	10.0

100 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 82 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH
RIGHT NO. 35-02454 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 100
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

RIGHT NO. 35-02454 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

05/29/2002

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

DISTRICT COURT-SRBA
 Fifth Judicial District
 County of Twin Falls - State of Idaho

MAY 30 2002

By _____ Clerk
 _____ Deputy Clerk

RIGHT NUMBER: 35-11573

NAME AND ADDRESS: WINDING BROOK CORPORATION
 C/O RODNEY H MOORE
 PO BOX 53
 NAMPA ID 83653

SOURCE: GROUND WATER

QUANTITY: 0.790 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-02282 IS LIMITED TO A TOTAL COMBINED
 DIVERSION RATE OF 2.90 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION
 VOLUME OF 738 AF.

PRIORITY DATE: 04/01/1976

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY
 DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS
 ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN
 WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426,
 IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

POINT OF

DIVERSION: T01N R35E S35 SENESW Within BINGHAM County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4/01 10/31	0.790 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County

T01N R35E S34	NESE	20.5	T01N R35E S34	SESE	6.5
T01N R35E S35	NENW	7.0	T01N R35E S35	NWNW	0.5
T01N R35E S35	SWNW	2.0	T01N R35E S35	SENE	24.0
T01N R35E S35	NESW	29.0	T01N R35E S35	NWSW	8.5
T01N R35E S35	SWSW	11.5	T01N R35E S35	SESW	39.0
T01N R35E S35	NWSE	18.0	T01N R35E S35	SWSE	18.0

184.5 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 39.5 ACRES WITHIN THE PLACE OF
 USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT
 WITH RIGHT NO. 35-02282 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL
 OF 184.5 ACRES IN A SINGLE IRRIGATION SEASON.

THE USE OF WATER WITHIN T01N, R35E, S35, NWNW SHALL BE LIMITED TO THE SE
 1/4 OF THE SE 1/4 OF THAT PLACE OF USE.

THE USE OF WATER WITHIN T01N, R35E, S35, SWNW SHALL BE LIMITED TO THE NE
 1/4 OF THAT PLACE OF USE.

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. 35-02282 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
 DESCRIBED ABOVE.

RIGHT NO. 35-02282 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION
 42-1426, IDAHO CODE.