

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

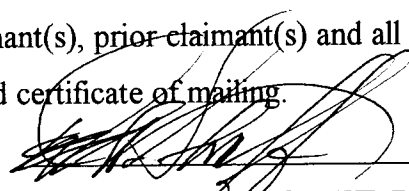
IDWR has completed the following administrative proceeding:

- ☒ Address change
- ☐ Substitution of Party
- ☐ IC § 42-222 transfer
- |                                               |                                              |
|-----------------------------------------------|----------------------------------------------|
| <input type="checkbox"/> Point of diversion   | <input type="checkbox"/> Place of use        |
| <input type="checkbox"/> Period of use        | <input type="checkbox"/> Nature of use       |
| <input type="checkbox"/> Split of water right | <input type="checkbox"/> Change in ownership |
| <input type="checkbox"/> 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  
Office of the Attorney General  
P.O. Box 44449  
Boise, ID 83711-4449

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

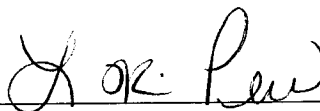
United States Dept of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

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

### 3. Copies to all parties to the subcase:

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

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



Signature of person mailing this document

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

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<br>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

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

TRIBUTARY:

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:

PURPOSE OF USE  
IRRIGATION

PERIOD OF USE  
4/01 10/31

QUANTITY  
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

05/30/2002

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

RIGHT NUMBER: 35-11572

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

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.

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

RIGHT NUMBER: 35-11573

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

SOURCE: GROUND WATER

TRIBUTARY:

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:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| 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 | 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 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.

HP LaserJet 3100  
Printer/Fax/Copier/Scanner

SEND CONFIRMATION REPORT for  
WATER RESOURCES  
2083275400  
May-30-02 1:36PM

| Job | Start Time  | Usage | Phone Number or ID | Type      | Pages | Mode  | Status         |
|-----|-------------|-------|--------------------|-----------|-------|-------|----------------|
| 467 | 5/30 1:33PM | 2'16" | 12087362121        | Send..... | 9/ 9  | EC144 | Completed..... |

Total 2'16" Pages Sent: 9 Pages Printed: 0



State of Idaho  
DEPARTMENT OF WATER RESOURCES  
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0090  
Phone: (208) 327-7900 FAX: (208) 327-7066

DO NOT REPRODUCE  
WITHOUT  
SPECIAL PERMISSION  
FROM THE  
DEPARTMENT

### FAX Transmittal Cover Sheet

Number of pages including this one: 9

Date: 5/30/02  
To: SRBA  
Fax No.: \_\_\_\_\_  
From: Vicky Music  
Fax No.: \_\_\_\_\_  
Phone No.: \_\_\_\_\_  
Subject: \_\_\_\_\_

In Addition: There is now a way to research water rights over the Internet. The system is a graphical or text query system and can be accessed from the IDWR home page:

<http://www.idwr.state.id.us>

From that link, select "Snake River Basin Adjudication" toward the lower left hand of the screen. Then select "Map" or "Text" on the next page.

"TEXT" lets you search water rights via Name, Legal, Source, etc.

Enter in the information you know. Information can be entered under more than one tab. After you have completed entering your information, select "Search"

"MAP" allows you to search water rights graphically.

Use the tools on the Left side of the screen to Zoom in and out. To find out what each button does, hold the cursor over the button for a second. To the Right side of the screen are different layers that can be turned on or off. As you zoom in to your place in question, different layers will appear on the right side of the screen.

A HELP function is available within the application or you can call 1-800-151-4129 or (208) 327-7906 for help.