

2002 MAY 24 AM 11: 24

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: 36-15356, 36-15356A,
	)	36-15356B
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **I.C. § 42-222 TRANSFER**

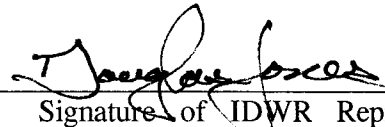
An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☐ Change in Ownership	☒ Split of Water Right
☒ Point of Diversion	☒ Place of Use
☐ Period of Use	☐ Nature of Use

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.

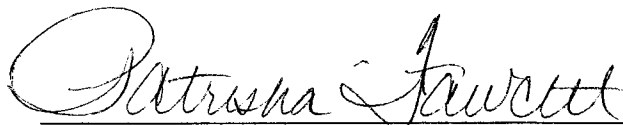
Dated: 5/23/02


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5/24, 2002, 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 or attorney of record:
Roger Ling
Ling Neilsen & Robinson
PO Box 396
Rupert ID 83350-0396
3. One Copy to:
Each party in the subcase or attorney of record:
Jeffrey Fereday
Givens Pursley & Huntley
PO Box 2720
Boise ID 83701
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 W Fort St MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

5/23/02

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

RIGHT NUMBER: 36-15356

SPLIT RIGHT: SEE RIGHT NOS. 36-15356A and 36-15356B.

05/22/2002

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

RIGHT NUMBER: 36-15356A
NAME AND ADDRESS: KENT HARMAN
1500 N 461-A E
RUPERT ID 83350

JACK HARMAN
1500 N 461-A E
RUPERT ID 83350

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.220 CFS
66.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 36-02415A IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.77 CFS AND A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 1140 AF.

PRIORITY DATE: 06/30/1973

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: T07S R24E S12 SESENE Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.220 CFS 66.00 AFY

PLACE OF USE: IRRIGATION Within MINIDOKA County

T07S R24E S12	NENE	33.0	T07S R24E S12	NWNE	33.0
T07S R24E S12	SWNE	40.0	T07S R24E S12	SENE	33.0
T07S R24E S12	NESE	40.0	T07S R24E S12	NWSE	40.0
T07S R24E S12	SWSE	33.0	T07S R24E S12	SESE	33.0

285 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 36-02415A IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 285 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS FOR AN ENLARGEMENT OF 16.5 ACRES WITHIN THE PLACE OF USE
DESCRIBED FOR THIS RIGHT.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

05/22/2002

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 36-02415A
PURSUANT TO SECTION 42-1426, IDAHO CODE.

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 - Decreed

RIGHT NO. 36-02415A IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION
DESCRIBED ABOVE.

05/22/2002

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

RIGHT NUMBER: 36-15356B
NAME AND ADDRESS: KENT HARMAN
1500 N 461-A E
RUPERT ID 83350

JACK HARMAN
1500 N 461-A E
RUPERT ID 83350

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
6.00 AFY

RIGHTS 36-02415B AND 36-15356B WHEN COMBINED SHALL NOT EXCEED A
TOTAL DIVERSION RATE OF 0.34 CFS.

PRIORITY DATE: 06/30/1973

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: T07S R25E S8 NESWNE Within MINIDOKA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.020 CFS 6.00 AFY

PLACE OF USE: IRRIGATION Within MINIDOKA County

T07S R25E S09	NWNE	1.0	T07S R25E S09	SWNE	15.0
T07S R25E S09	NENW	5.0	T07S R25E S09	NWNW	5.0

26 ACRES TOTAL

RIGHT 36-15356B IS LIMITED TO THE IRRIGATION OF 1.5 ACRES WITHIN THE PLACE
OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
RIGHTS 36-02415B AND 36-15356B WHEN COMBINED ARE LIMITED TO THE
IRRIGATION OF 26 ACRES.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

RIGHT 36-15356B IS BASED UPON AN ENLARGEMENT OF RIGHT 36-02415B
PURSUANT TO SECTION 42-1426, IDAHO CODE.

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