

COPY

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
SEP 17 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	)	Subcase No. 37-2517, 37-2558,
	)	37-7231, 37-7232
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

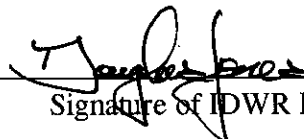
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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: 9/17/02


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5/17, 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/Seller for Substitution of Party or attorney of record:
Barker Rosholt & Simpson
233 2nd St N Suite D
Twin Falls ID 83301
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Notch Butte Farms
PO Box 486
Jerome ID 83338
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

09/12/2002

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

RIGHT NUMBER: 37-2517

NAME AND ADDRESS: NOTCH BUTTE FARMS LLC
PO BOX 486
JEROME ID 83338

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.500 CFS

USE OF THIS RIGHT WITH RIGHT NO. 37-2558 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1000 AF.

PRIORITY DATE: 12/04/1950

POINT OF
DIVERSION: T06S R18E S35 SWSWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	1.500 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE [APRIL 1] AND AFTER [OCTOBER 31] UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within LINCOLN County

T06S R18E S35	NESW	27.5	T06S R18E S35	NWSW	19.0
T06S R18E S35	NWSE	19.0	T06S R18E S35	SWSE	14.0
T07S R18E S01 Lot 1	NENE	20.0	T07S R18E S01	SWNE	40.0
T07S R18E S01	SENE	37.5	T07S R18E S01	NWSE	33.0
T07S R18E S01	SWSE	40.0			

250 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-2558 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 250 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. 37-2558 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

09/12/2002

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

RIGHT NUMBER: 37-2558

NAME AND ADDRESS: NOTCH BUTTE FARMS LLC
PO BOX 486
JEROME ID 83338

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.000 CFS

USE OF THIS RIGHT WITH RIGHT NO. 37-2517 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1000 AF.

PRIORITY DATE: 10/01/1954

POINT OF
DIVERSION: T06S R18E S35 SWSWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	3.000 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE [APRIL 1] AND AFTER [OCTOBER 31] UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within LINCOLN County

T06S R18E S35	NESW	27.5	T06S R18E S35	NWSW	19.0
T06S R18E S35	NWSE	19.0	T06S R18E S35	SWSE	14.0
T07S R18E S01 Lot 1	NENE	20.0	T07S R18E S01	SWNE	40.0
T07S R18E S01	SENE	37.5	T07S R18E S01	NWSE	33.0
T07S R18E S01	SWSE	40.0			

250 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 37-2517 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 250 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 170 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE 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. 37-2517 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

09/12/2002

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

RIGHT NUMBER: 37-7231

NAME AND ADDRESS: NOTCH BUTTE FARMS LLC
PO BOX 486
JEROME ID 83338

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.200 CFS
640.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 37-7232 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 6.24 CFS.

PRIORITY DATE: 05/24/1973

POINT OF
DIVERSION: T06S R18E S34 SESWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	3.200 CFS 640.00 AFY

PLACE OF USE: IRRIGATION Within LINCOLN County

T06S R18E S34	SWNE	8.0	T06S R18E S34	SENE	8.0
T06S R18E S34	NESE	37.0	T06S R18E S34	NWSE	38.0
T06S R18E S34	SWSE	36.0	T06S R18E S34	SESE	33.0

160 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

RIGHT NO. 37-7232 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS
RESERVOIR DIST.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

09/12/2002

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

RIGHT NUMBER: 37-7232

NAME AND ADDRESS: NOTCH BUTTE FARMS LLC
PO BOX 486
JEROME ID 83338

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.320 CFS
864.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 37-7231 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 6.24 CFS.

PRIORITY DATE: 05/24/1973

POINT OF
DIVERSION: T06S R18E S34 SESWSE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	4.320 CFS 864.00 AFY

PLACE OF USE: IRRIGATION Within LINCOLN County

T07S R18E S01 Lot 3 NENW	12.0	T07S R18E S01 Lot 4 NWNW	12.0
T07S R18E S01 SWNW	26.0	T07S R18E S01 SENW	27.0
T07S R18E S01 NESW	36.0	T07S R18E S01 NWSW	35.0
T07S R18E S01 SWSW	35.0	T07S R18E S01 SESW	33.0

216 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

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

RIGHT NO. 37-7231 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS
RESERVOIR DIST.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.