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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. 45-2512, 45-4027,
	)	45-4258B, 45-7138, 45-13794
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

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 *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:

12/3/04

Douglas Jones
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 1/7, 2004⁵, 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
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
Schenk Land & Cattle LP
1380 S 50 W
Oakley ID 83346
3. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
4. 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

11/17/2004

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

RIGHT NUMBER: 45-2512

NAME AND ADDRESS: SCHENK LAND & CATTLE LP
1380 S 50 W
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.360 CFS
512.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE
OF 7.64 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2112 AF.
COMBINED RIGHT NOS.: 45-2512, 45-4027, & 45-13794

PRIORITY DATE: 01/16/1956

POINT OF
DIVERSION: T13S R22E S5 SESWNE Within CASSIA County
T13S R22E S8 SENENW Within CASSIA County
T13S R22E S8 NESW Within CASSIA County
T13S R22E S8 SWNESW 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	1.360 CFS 512.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R22E S32	NESE	39.0	T12S R22E S32	NWSE	32.0
T12S R22E S32	SWSE	32.0	T12S R22E S32	SESE	39.0
T13S R22E S04 Lot 3	NENW	44.0	T13S R22E S04 Lot 4	NWNW	44.0
T13S R22E S04	SWNW	39.0	T13S R22E S04	SENW	39.0
T13S R22E S05 Lot 1	NENE	43.0	T13S R22E S05 Lot 2	NWNE	40.0
T13S R22E S05	SWNE	35.0	T13S R22E S05	SENE	38.0
T13S R22E S05	SESW	37.0	T13S R22E S08	NENW	40.0
T13S R22E S08	NWNW	34.0	T13S R22E S08	SWNW	34.0
T13S R22E S08	SENW	29.0	T13S R22E S08	NESW	29.0
T13S R22E S08	NWSW	36.0			

703 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 703 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2512, 45-4027, & 45-13794.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 128 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

11/17/2004

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

RIGHT NO. 45-13794 IS AN EXPANSION OF RIGHT NOS. 45-2512 & 45-4027
PURSUANT TO SECTION 42-1416B, IDAHO CODE.

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

11/17/2004

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

RIGHT NUMBER: 45-4027

NAME AND ADDRESS: SCHENK LAND & CATTLE LP
1380 S 50 W
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 6.280 CFS
1,600.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE
OF 7.64 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2112 AF.
COMBINED RIGHT NOS.: 45-2512, 45-4027, & 45-13794

PRIORITY DATE: 05/23/1961

POINT OF
DIVERSION: T13S R22E S5 SESWNE Within CASSIA County
T13S R22E S8 SENENW Within CASSIA County
T13S R22E S8 NESW Within CASSIA County
T13S R22E S8 SWNESW 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	6.280 CFS 1,600.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R22E S32	NESE	39.0	T12S R22E S32	NWSE	32.0
T12S R22E S32	SWSE	32.0	T12S R22E S32	SESE	39.0
T13S R22E S04 Lot 3	NENW	44.0	T13S R22E S04 Lot 4	NWNW	44.0
T13S R22E S04	SWNW	39.0	T13S R22E S04	SENW	39.0
T13S R22E S05 Lot 1	NENE	43.0	T13S R22E S05 Lot 2	NWNE	40.0
T13S R22E S05	SWNE	35.0	T13S R22E S05	SENE	38.0
T13S R22E S05	SESW	37.0	T13S R22E S08	NENW	40.0
T13S R22E S08	NWNW	34.0	T13S R22E S08	SWNW	34.0
T13S R22E S08	SENW	29.0	T13S R22E S08	NESW	29.0
T13S R22E S08	NWSW	36.0			

703 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 703 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2512, 45-4027, & 45-13794.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 400 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

11/17/2004

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 - Beneficial Use

RIGHT NO. 45-13794 IS AN EXPANSION OF RIGHT NOS. 45-2512 & 45-4027
PURSUANT TO SECTION 42-1416B, IDAHO CODE.

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

11/17/2004

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

RIGHT NUMBER: 45-4258B

NAME AND ADDRESS: SCHENK LAND & CATTLE LP
1380 S 50 W
OAKLEY ID 83346

SOURCE: LAND CREEK

TRIBUTARY: GOOSE CREEK

QUANTITY: 0.600 CFS

PRIORITY DATE: 01/01/1961

POINT OF
DIVERSION: T13S R23E S9 SWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.600 CFS

PLACE OF USE: STOCKWATER Within CASSIA County

T12S R23E S30	NESE	T12S R23E S30 Lot 3	NWSE
T12S R23E S30 Lot 4	SWSE	T12S R23E S30	SESE

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

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 45-4258.

11/17/2004

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

RIGHT NUMBER: 45-7138

NAME AND ADDRESS: SCHENK LAND & CATTLE LP
1380 S 50 W
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.460 CFS
1,208.00 AFY

PRIORITY DATE: 05/29/1973

POINT OF
DIVERSION: T12S R21E S36 SWSWNE 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	4.460 CFS 1,208.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R21E S36	NENE	35.0	T12S R21E S36	NWNE	40.0
T12S R21E S36	SWNE	40.0	T12S R21E S36	SENE	40.0
T12S R21E S36	NENW	40.0	T12S R21E S36	NWNW	35.0
T12S R21E S36	SWNW	32.0	T12S R21E S36	SENW	40.0

302 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

11/17/2004

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

RIGHT NUMBER: 45-13794

NAME AND ADDRESS: SCHENK LAND & CATTLE LP
1380 S 50 W
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.750 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE
OF 7.64 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2112 AF.
COMBINED RIGHT NOS.: 45-2512, 45-4027, & 45-13794

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION: T13S R22E S5 SESWNE Within CASSIA County
T13S R22E S8 SENENW Within CASSIA County
T13S R22E S8 NESW Within CASSIA County
T13S R22E S8 SWNESW 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	1.750 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R22E S32	NESE	39.0	T12S R22E S32	NWSE	32.0
T12S R22E S32	SWSE	32.0	T12S R22E S32	SESE	39.0
T13S R22E S04 Lot 3 NENW		44.0	T13S R22E S04 Lot 4 NWNW		44.0
T13S R22E S04	SWNW	39.0	T13S R22E S04	SENE	39.0
T13S R22E S05 Lot 1 NENE		43.0	T13S R22E S05 Lot 2 NWNE		40.0
T13S R22E S05	SWNE	35.0	T13S R22E S05	SENE	38.0
T13S R22E S05	SESW	37.0	T13S R22E S08	NENW	40.0
T13S R22E S08	NWNW	34.0	T13S R22E S08	SWNW	34.0
T13S R22E S08	SENE	29.0	T13S R22E S08	NESW	29.0
T13S R22E S08	NWSW	36.0			

703 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 703 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2512, 45-4027, & 45-13794.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 175 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

11/17/2004

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.

THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 45-2512 & 45-4027
PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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