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DEPARTMENT OF
WATER RESOURCES

2005 FEB 28 AM 10:09

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO

FILED

COPY

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

)

Water Rights: 25-7106, 25-10069

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☒ Address change

☐ Substitution of Party

☐ I.C. § 42-222 transfer

☐ point of diversion ☐ place of use

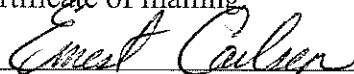
☐ period of use ☐ nature of use

☐ split of water right ☐ change in ownership

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: 2-25-2005



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on February 25, 2005, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail 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/Seller for Substitution of Party or attorney of record:
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
COVINGTON BROS LTD
C/O JOYCE J COVINGTON
221 SOUTH 3RD EAST
REXBURG ID 83440
4. One copy to:
Each party in the subcase, or attorney of record
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Kate Jackson

Signature of person or attorney mailing the form

02/24/2005

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

2005 FEB 28 AM 10:03

RIGHT NUMBER: 25-7106
NAME AND ADDRESS: COVINGTON BROS LTD
C/O JOYCE COVINGTON
221 SOUTH 3RD E
IDAHO FALLS ID 83404

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

SOURCE: GROUND WATER
POINT OF INJECTION INTO DRY BED. POINT OF REDIVERSION FROM SOUTH FORK
SNAKE RIVER.

TRIBUTARY:

QUANTITY: 5.310 CFS
2,254.00 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 5.31 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 2264 AF. COMBINED RIGHT NOS.:
25-07106, 25-10069

PRIORITY DATE: 04/15/1977

POINT OF
DIVERSION: T04N R40E S26 NWNE Lot 9 Rediversion Within JEFFERSON County
T04N R40E S27 SWSW Injection Within JEFFERSON County
T04N R40E S27 SWSW Within JEFFERSON County
WATER DIVERTED UNDER THIS RIGHT IS EXCHANGED BY INJECTING WATER
DIVERTED UNDER THIS RIGHT INTO THE DRY BED AT THE POINT OF INJECTION
DESCRIBED ABOVE, AND DIVERTING AN EQUAL AMOUNT FROM SOUTH FORK
SNAKE RIVER AT THE POINT OF REDIVERSION DESCRIBED ABOVE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01.	5.310 CFS 2,254.00 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T04N R40E S01	SWNE	6.0	T04N R40E S01	SENW	2.0
T04N R40E S01	NESW	28.0	T04N R40E S01	NWSW	1.0
T04N R40E S01	SWSW	29.0	T04N R40E S01	SESW	36.0
T04N R40E S01	NESE	27.0	T04N R40E S01	NWSE	40.0
T04N R40E S01	SWSE	36.0	T04N R40E S01	SESE	40.0
T04N R40E S02	SESE	5.0	T04N R40E S11	NENE	32.0
T04N R40E S11	SENE	38.0	T04N R40E S11	NESE	39.0
T04N R40E S12	NENE	35.0	T04N R40E S12	NWNE	40.0
T04N R40E S12	SWNE	40.0	T04N R40E S12	SENE	32.0
T04N R40E S12	NENW	39.0	T04N R40E S12	NWNW	39.0

02/24/2005

IDAHO DEPARTMENT OF WATER RESOURCES
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T04N R40E S12	SWNW	39.0	T04N R40E S12	SENE	39.0
T04N R40E S12	NESW	37.0	T04N R40E S12	NWSW	35.0
T04N R40E S12	SESW	34.0	T04N R40E S12	NESE	39.0
T04N R40E S12	NWSE	40.0	T04N R40E S12	SWSE	36.0
T04N R40E S12	SESE	39.0	T04N R40E S13	NWNE	37.0
T04N R40E S13	SWNE	40.0	T04N R40E S13	NENW	39.0
T04N R40E S13	NWNW	39.0	T04N R40E S13	SENE	40.0
T04N R41E S06	NESW	5.0	T04N R41E S06 Lot 6	NWSW	26.0
T04N R41E S06 Lot 7	SWSW	40.0	T04N R41E S06	SESW	16.0
T04N R41E S07	NENW	28.0	T04N R41E S07 Lot 1	NWNW	40.0
T04N R41E S07 Lot 2	SWNW	40.0	T04N R41E S07	SENE	22.0

1334 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 25-10069 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 1334 ACRES IN A SINGLE
IRRIGATION SEASON.

This right is limited to the irrigation of 960 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.

Use of water under this right will be regulated by a watermaster with
responsibility for the distribution of water among appropriators within a
water district. At the time of this approval, this water right is within
State Water District No. 01.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

USE OF THIS RIGHT IS COMBINED WITH WATER FROM PALISADES WATER
USERS ASSN.

RIGHT NO. 25-10069 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

02/24/2005

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

RIGHT NUMBER: 25-10069
NAME AND ADDRESS: COVINGTON BROS LTD
C/O JOYCE COVINGTON
221 SOUTH 3RD E
IDAHO FALLS ID 83404

2005 FEB 28 AM 10:03
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

SOURCE: GROUND WATER TRIBUTARY:
POINT OF INJECTION INTO DRY BED. POINT OF REDIVERSION FROM SOUTH FORK
SNAKE RIVER.

QUANTITY: 0.100 CFS
10.00 AFY
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 5.31 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 2264 AF. COMBINED RIGHT NOS.: 25-07106,
25-10069

PRIORITY DATE: 07/01/1985
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: T04N R40E S26 NWNE Lot 9 Rediversion Within JEFFERSON County
T04N R40E S27 SWSW Within JEFFERSON County
T04N R40E S27 SWSW Injection Within JEFFERSON County
WATER DIVERTED UNDER THIS RIGHT IS EXCHANGED BY INJECTING WATER
DIVERTED UNDER THIS RIGHT INTO THE DRY BED AT THE POINT OF INJECTION
DESCRIBED ABOVE, AND DIVERTING AN EQUAL AMOUNT FROM SOUTH FORK
SNAKE RIVER AT THE POINT OF REDIVERSION DESCRIBED ABOVE.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.100 CFS 10.00 AFY

PLACE OF USE: IRRIGATION Within MADISON County

T04N R40E S01	SWNE	6.0	T04N R40E S01	SENW	2.0
T04N R40E S01	NESW	28.0	T04N R40E S01	NWSW	1.0
T04N R40E S01	SWSW	29.0	T04N R40E S01	SESW	36.0
T04N R40E S01	NESE	27.0	T04N R40E S01	NWSE	40.0
T04N R40E S01	SWSE	36.0	T04N R40E S01	SESE	40.0
T04N R40E S02	SESE	5.0	T04N R40E S11	NENE	32.0

02/24/2005

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

T04N R40E S11	SENE	38.0	T04N R40E S11	NESE	39.0
T04N R40E S12	NENE	35.0	T04N R40E S12	NWNE	40.0
T04N R40E S12	SWNE	40.0	T04N R40E S12	SENE	32.0
T04N R40E S12	NENW	39.0	T04N R40E S12	NWNW	39.0
T04N R40E S12	SWNW	39.0	T04N R40E S12	SENW	39.0
T04N R40E S12	NESW	37.0	T04N R40E S12	NWSW	35.0
T04N R40E S12	SESW	34.0	T04N R40E S12	NESE	39.0
T04N R40E S12	NWSE	40.0	T04N R40E S12	SWSE	36.0
T04N R40E S12	SESE	39.0	T04N R40E S13	NWNE	37.0
T04N R40E S13	SWNE	40.0	T04N R40E S13	NENW	39.0
T04N R40E S13	NWNW	39.0	T04N R40E S13	SENW	40.0
T04N R41E S06	NESW	5.0	T04N R41E S06 Lot 6	NWSW	26.0
T04N R41E S06 Lot 7	SWSW	40.0	T04N R41E S06	SESW	16.0
T04N R41E S07	NENW	28.0	T04N R41E S07 Lot 1	NWNW	40.0
T04N R41E S07 Lot 2	SWNW	40.0	T04N R41E S07	SENW	22.0

1334 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 25-7106 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 1334 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.

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO.
25-07106 PURSUANT TO SECTION 42-1426, IDAHO CODE.

Use of water under this right will be regulated by a watermaster with
responsibility for the distribution of water among appropriators within a
water district. At the time of this approval, this water right is within
State Water District No. 34.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

USE OF THIS RIGHT IS COMBINED WITH WATER FROM PALISADES WATER
USERS ASSN.

THIS RIGHT IS FOR AN ENLARGEMENT OF 374 ACRES WITHIN THE PLACE
OF USE DESCRIBED FOR THIS RIGHT.