

01/20/2005

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

RIGHT NUMBER: 45-7173A
NAME AND ADDRESS: BARBARA V AUSTIN
PO BOX 93
OAKLEY ID 83346

CARL F AUSTIN
PO BOX 93
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.180 CFS
76.50 AFY

FWP BVA CB
Jas

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 752.5 AF. COMBINED RIGHT NOS.: 45-7173A, 45-10248, & 45-13648.

USE OF THIS RIGHT WITH RIGHT NO. 45-13648 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.11 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 6.7 AF FOR STOCKWATER USE AND A TOTAL COMBINED DIVERSION RATE OF 0.04 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1.2 AF FOR DOMESTIC USE.

PRIORITY DATE: 04/02/1974

POINT OF DIVERSION: T15S R22E S30 NENWNW Lot 1 Within CASSIA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	0.180 CFS
		76.50 AFY
STOCKWATER	01/01 12/31	0.110 CFS
		6.70 AFY
DOMESTIC	01/01 12/31	0.040 CFS
		1.20 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T15S R21E S25	NENE	5.0	T15S R21E S25	NWNE	13.0
T15S R21E S25	SWNE	24.0	T15S R21E S25	SENE	15.0
T15S R21E S25	SENW	6.0	T15S R21E S25	NESW	11.0
T15S R21E S25	SESW	6.0	T15S R21E S25	NESE	21.0
T15S R21E S25	NWSE	27.0	T15S R21E S25	SWSE	30.0
T15S R21E S25	SESE	35.0	T15S R21E S36	NENE	22.0

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STOCKWATER Within CASSIA County

T15S R21E S25	NENE	T15S R21E S25	NWNE
T15S R21E S25	SWNE	T15S R21E S25	SENE
T15S R21E S25	SENE	T15S R21E S25	NESW
T15S R21E S25	SESW	T15S R21E S25	NESE
T15S R21E S25	NWSE	T15S R21E S25	SWSE
T15S R21E S25	SESE	T15S R21E S36	NENE

DOMESTIC Within CASSIA County

T15s R21e S25 SENE

215 ACRES TOTAL

FWP of BVA CE & J...

The use of water under this right does not include a use on federal public land.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 215 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-151, 45-7173A, 45-10248, & 45-13648.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 194 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 INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

CERTIFICATE OF SERVICE

I certify that on June 30, 2005, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

Overnight Mail
 Regular Mail
 Hand-Delivered
 Facsimile

2. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

Overnight Mail
 Regular Mail
 Hand-Delivered
 Facsimile

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

Overnight Mail
 Regular Mail
 Hand-Delivered
 Facsimile

3. Copies to all parties to the subcase:

U.S. Department of Justice
Environment & Nat'l Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, ID 83724

Overnight Mail
 Regular Mail
 Hand-Delivered
 Facsimile

Carl F. & Barbara V. Austin
P.O. Box 93
Oakley, ID 83346
Boise, ID 83724

Overnight Mail
 Regular Mail
 Hand-Delivered
 Facsimile

Signature of person or attorney mailing the form