

March 04, 2005

MARK J MADSEN
5812 OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

RE: Notice of Change of Water Right Ownership (NCO) for 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On June 17, 2005, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Katy Jackson
Office Specialist 1

Enclosure

cc: Vera Thomas

**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: 29-13584, 29-13591,
29-13597, 29-13603, 29-13609, 29-
13615, 29-13621

Case No. 39576

)

)

**AMENDED
NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

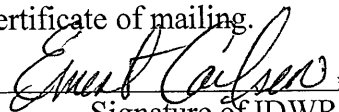
IDWR has completed the following Administrative proceeding:

- ☐ 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: Aug 8, 2005



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on August 19, 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:
LANA NAEF
LARRY NAEF
5812 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
MARK J MADSEN
5812 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

4. One copy to:

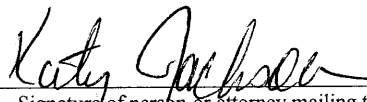
Each party in the subcase, or attorney of record

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



Signature of person or attorney mailing the form

08/04/2005

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

RIGHT NUMBER: 29-13584

NAME AND ADDRESS: MARK J MADSEN
5812 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

SOURCE: WEST BOB SMITH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.075 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.079 CFS. COMBINED RIGHT NOS.:
29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615,
29-13621.

PRIORITY DATE: 08/07/1932

POINT OF
DIVERSION: T09S R37E S15 SENENW Within BANNOCK County
T09S R37E S15 SESENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.075 CFS
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R37E S22	NENE	3.2	T09S R37E S22	NWNE	3.0
<u>STOCKWATER same as IRRIGATION</u>					

6.2 ACRES TOTAL

08/04/2005

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

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 6.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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 ORIGINAL RIGHT 29-13534.

THIS WATER RIGHT IS AN EXTENDED SEASON OF USE RIGHT PURSUANT TO 29-13300 AS SPLIT.

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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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

08/04/2005

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

RIGHT NUMBER: 29-13591

NAME AND ADDRESS: MARK J MADSEN
5812 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

SOURCE: WEST BOB SMITH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.016 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.079 CFS. COMBINED RIGHT NOS.:
29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615,
29-13621.

The combined diversion rate of water right nos. 29-10776B, 29-13519,
29-13538, 29-13539, 29-13587, 29-13588, 29-13589, 29-13590,
29-13591, 29-13592 each sharing priority date 7/1/1917, cannot exceed
0.76 cfs.

The combined diversion rate of water right nos. 29-207B, 29-214B,
29-215B,
29-10774B, 29-10776B, 29-13511, 29-13513, 29-13515, 29-13517,
29-13519,
29-13538, 29-13539, 29-13541, 29-13542, 29-13544, 29-13545,
29-13547,
29-13548, 29-13550, 29-13551, 29-13553, 29-13554, 29-13587,
29-13588,
29-13589, 29-13590, 29-13591, 29-13592, 29-13593, 29-13594,
29-13595,
29-13596, 29-13597, 29-13598, 29-13599, 29-13600, 29-13601,
29-13602,
29-13603, 29-13604, 29-13605, 29-13606, 29-13607, 29-13608,
29-13609,
29-13610, 29-13611, 29-13612, 29-13613, 29-13614, 29-13615,
29-13616,
29-13617, 29-13618, 29-13619, 29-13620, 29-13621, 29-13622 shall not
exceed 3.542 cfs.

PRIORITY DATE: 07/01/1917

POINT OF
DIVERSION: T09S R37E S15 SENENW Within BANNOCK County
T09S R37E S15 SESENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 09/15

QUANTITY
0.016 CFS

08/04/2005

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

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 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 BANNOCK County
T09S R37E S22 NENE 3.2 T09S R37E S22 NWNE 3.0

6.2 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 6.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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 - Decreed

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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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

THIS RIGHT IS A SPLIT FROM ORIGINAL RIGHT 29-13537.

08/04/2005

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

RIGHT NUMBER: 29-13597

NAME AND ADDRESS: MARK J MADSEN
5812 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

SOURCE: WEST BOB SMITH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.021 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.079 CFS. COMBINED RIGHT NOS.:
29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615,
29-13621.

The combined diversion rate of water right nos. 29-10774B,
29-13517, 29-13541, 29-13542, 29-13593, 29-13594, 29-13595,
29-13596, 29-13597, and 29-13598 each sharing priority date 7/1/1909,
cannot exceed 0.942 cfs.

The combined diversion rate of water right nos. 29-10776B, 29-13519,
29-13538, 29-13539, 29-13587, 29-13588, 29-13589, 29-13590,
29-13591, 29-13592 each sharing priority date 7/1/1917, cannot exceed
0.76 cfs.

The combined diversion rate of water right nos. 29-207B, 29-214B,
29-215B,
29-10774B, 29-10776B, 29-13511, 29-13513, 29-13515, 29-13517,
29-13519,
29-13538, 29-13539, 29-13541, 29-13542, 29-13544, 29-13545,
29-13547,
29-13548, 29-13550, 29-13551, 29-13553, 29-13554, 29-13587,
29-13588,
29-13589, 29-13590, 29-13591, 29-13592, 29-13593, 29-13594,
29-13595,
29-13596, 29-13597, 29-13598, 29-13599, 29-13600, 29-13601,
29-13602,
29-13603, 29-13604, 29-13605, 29-13606, 29-13607, 29-13608,
29-13609,
29-13610, 29-13611, 29-13612, 29-13613, 29-13614, 29-13615,
29-13616,
29-13617, 29-13618, 29-13619, 29-13620, 29-13621, 29-13622 shall not
exceed 3.542 cfs.

PRIORITY DATE: 07/01/1909

POINT OF
DIVERSION: T09S R37E S15 SENENW Within BANNOCK County
T09S R37E S15 SESEENW Within BANNOCK County

08/04/2005

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

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.021 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 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 BANNOCK County

T09S R37E S22	NENE	3.2	T09S R37E S22	NWNE	3.0
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6.2 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 6.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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 - Decreed

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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

THIS RIGHT IS A SPLIT FROM ORIGINAL RIGHT 29-13540.

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

08/04/2005

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

RIGHT NUMBER: 29-13603

NAME AND ADDRESS: MARK J MADSEN
5812 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

SOURCE: WEST BOB SMITH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.015 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.079 CFS. COMBINED RIGHT NOS.:
29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615,
29-13621.

The combined diversion rate of water right nos. 29-215B, 29-13515,
29-13544, 29-13545, 29-13599, 29-13600, 29-13601, 29-13602,
29-13603, 29-13604 each sharing priority date 5/1/1903, cannot exceed
0.68 cfs.

The combined diversion rate of water right nos. 29-10774B, 29-13517,
29-13541, 29-13542, 29-13593, 29-13594, 29-13595, 29-13596,
29-13597, and 29-13598 each sharing priority date 7/1/1909, cannot
exceed 0.942 cfs.

The combined diversion rate of water right nos. 29-10776B, 29-13519,
29-13538, 29-13539, 29-13587, 29-13588, 29-13589, 29-13590,
29-13591, 29-13592 each sharing priority date 7/1/1917, cannot exceed
0.76 cfs.

The combined diversion rate of water right nos. 29-207B, 29-214B,
29-215B,
29-10774B, 29-10776B, 29-13511, 29-13513, 29-13515, 29-13517,
29-13519,
29-13538, 29-13539, 29-13541, 29-13542, 29-13544, 29-13545,
29-13547,
29-13548, 29-13550, 29-13551, 29-13553, 29-13554, 29-13587,
29-13588,
29-13589, 29-13590, 29-13591, 29-13592, 29-13593, 29-13594,
29-13595,
29-13596, 29-13597, 29-13598, 29-13599, 29-13600, 29-13601,
29-13602,
29-13603, 29-13604, 29-13605, 29-13606, 29-13607, 29-13608,
29-13609,
29-13610, 29-13611, 29-13612, 29-13613, 29-13614, 29-13615,
29-13616,
29-13617, 29-13618, 29-13619, 29-13620, 29-13621, 29-13622 shall not
exceed 3.542 cfs.

PRIORITY DATE: 05/01/1903

08/04/2005

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

POINT OF

DIVERSION:

T09S R37E S15 SENENW Within BANNOCK County

T09S R37E S15 SESENW Within BANNOCK County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 09/15

0.015 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 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 BANNOCK County

T09S R37E S22

NENE

3.2

T09S R37E S22

NWNE

3.0

6.2 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 6.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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 - Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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

THIS RIGHT IS A SPLIT FROM ORIGINAL RIGHT 29-13543.

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

08/04/2005

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

RIGHT NUMBER: 29-13609

NAME AND ADDRESS: MARK J MADSEN
5812 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

SOURCE: WEST BOB SMITH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.014 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.079 CFS. COMBINED RIGHT NOS.:
29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615,
29-13621.

The combined diversion rate of water right nos. 29-214B, 29-13513,
29-13547, 29-13548, 29-13605, 29-13606, 29-13607, 29-13608,
29-13609, 29-13610 each sharing priority date 7/1/1902, cannot exceed
0.60 cfs.

The combined diversion rate of water right nos. 29-215B, 29-13515,
29-13544, 29-13545, 29-13599, 29-13600, 29-13601, 29-13602,
29-13603, 29-13604 each sharing priority date 5/1/1903, cannot exceed
0.68 cfs.

The combined diversion rate of water right nos. 29-10774B, 29-13517,
29-13541, 29-13542, 29-13593, 29-13594, 29-13595, 29-13596,
29-13597, and 29-13598 each sharing priority date 7/1/1909, cannot
exceed 0.942 cfs.

The combined diversion rate of water right nos. 29-10776B, 29-13519,
29-13538, 29-13539, 29-13587, 29-13588, 29-13589, 29-13590,
29-13591, 29-13592 each sharing priority date 7/1/1917, cannot exceed
0.76 cfs.

The combined diversion rate of water right nos. 29-207B, 29-214B,
29-215B,
29-10774B, 29-10776B, 29-13511, 29-13513, 29-13515, 29-13517,
29-13519,
29-13538, 29-13539, 29-13541, 29-13542, 29-13544, 29-13545,
29-13547,
29-13548, 29-13550, 29-13551, 29-13553, 29-13554, 29-13587,
29-13588,
29-13589, 29-13590, 29-13591, 29-13592, 29-13593, 29-13594,
29-13595,
29-13596, 29-13597, 29-13598, 29-13599, 29-13600, 29-13601,
29-13602,
29-13603, 29-13604, 29-13605, 29-13606, 29-13607, 29-13608,
29-13609,
29-13610, 29-13611, 29-13612, 29-13613, 29-13614, 29-13615,
29-13616,
29-13617, 29-13618, 29-13619, 29-13620, 29-13621, 29-13622 shall not

08/04/2005

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

29-13617, 29-13618, 29-13619, 29-13620, 29-13621, 29-13622 shall not
exceed 3.542 cfs.

PRIORITY DATE: 07/01/1902

POINT OF

DIVERSION: T09S R37E S15 SENENW Within BANNOCK County
T09S R37E S15 SESENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.014 CFS
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 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 BANNOCK County

T09S R37E S22	NENE	3.2	T09S R37E S22	NWNE	3.0
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6.2 ACRES TOTAL

08/04/2005

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

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 6.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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 - Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

THIS RIGHT IS A SPLIT FROM ORIGINAL RIGHT 29-13546.

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

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

08/04/2005

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

RIGHT NUMBER: 29-13615

NAME AND ADDRESS: MARK J MADSEN
5812 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

SOURCE: WEST BOB SMITH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.013 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.079 CFS. COMBINED RIGHT NOS.:
29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615,
29-13621.

The combined diversion rate of water right nos. 29-207B, 29-13511,
29-13550, 29-13551, 29-13611, 29-13612, 29-13613, 29-13614,
29-13615 and 29-13616, each sharing priority date 6/20/1902, cannot
exceed 0.56 cfs.

The combined diversion rate of water right nos. 29-214B, 29-13519,
29-13547, 29-13548, 29-13605, 29-13606, 29-13607, 29-13608,
29-13609, 29-13610 each sharing priority date 7/1/1902, cannot exceed
0.60 cfs.

The combined diversion rate of water right nos. 29-215B, 29-13515,
29-13544, 29-13545, 29-13599, 29-13600, 29-13601, 29-13602,
29-13603, 29-13604 each sharing priority date 5/1/1903, cannot exceed
0.68 cfs.

The combined diversion rate of water right nos. 29-10774B, 29-13517,
29-13541, 29-13542, 29-13593, 29-13594, 29-13595, 29-13596,
29-13597, and 29-13598 each sharing priority date 7/1/1909, cannot
exceed 0.942 cfs.

The combined diversion rate of water right nos. 29-10776B, 29-13519,
29-13538, 29-13539, 29-13587, 29-13588, 29-13589, 29-13590,
29-13591, 29-13592 each sharing priority date 7/1/1917, cannot exceed
0.76 cfs.

The combined diversion rate of water right nos. 29-207B, 29-214B,
29-215B,
29-10774B, 29-10776B, 29-13511, 29-13513, 29-13515, 29-13517,
29-13519,
29-13538, 29-13539, 29-13541, 29-13542, 29-13544, 29-13545,
29-13547,
29-13548, 29-13550, 29-13551, 29-13553, 29-13554, 29-13587,
29-13588,
29-13589, 29-13590, 29-13591, 29-13592, 29-13593, 29-13594,
29-13595,
29-13596, 29-13597, 29-13598, 29-13599, 29-13600, 29-13601,
29-13602,

08/04/2005

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

29-13602,
29-13603, 29-13604, 29-13605, 29-13606, 29-13607, 29-13608,
29-13609,
29-13610, 29-13611, 29-13612, 29-13613, 29-13614, 29-13615,
29-13616,
29-13617, 29-13618, 29-13619, 29-13620, 29-13621, 29-13622 shall not
exceed 3.542 cfs.

PRIORITY DATE: 06/20/1902

POINT OF
DIVERSION: T09S R37E S15 SENENW Within BANNOCK County
T09S R37E S15 SESENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 09/15	0.013 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE
USE OF WATER BEFORE APRIL 15 AND AFTER SEPTEMBER 15 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 BANNOCK County

T09S R37E S22	NENE	3.2	T09S R37E S22	NWNE	3.0
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6.2 ACRES TOTAL

08/04/2005

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

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 6.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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 - Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

THIS RIGHT IS A SPLIT FROM ORIGINAL RIGHT 29-13549.

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

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

08/04/2005

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

RIGHT NUMBER: 29-13621

NAME AND ADDRESS: MARK J MADSEN
5812 E OLD OREGON TRAIL RD
LAVA HOT SPRINGS ID 83246

SOURCE: WEST BOB SMITH CREEK

TRIBUTARY: PORTNEUF RIVER

QUANTITY: 0.039 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.079 CFS. COMBINED RIGHT NOS.:
29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615,
29-13621.

PRIORITY DATE: 07/15/1976

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:

T09S R37E S15 SENENW Within BANNOCK County

T09S R37E S15 SESENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.039 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T09S R37E S22	NENE	3.2	T09S R37E S22	NWNE	3.0
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6.2 ACRES TOTAL

08/04/2005

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

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 6.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 29-13603, 29-13609 AND 29-13615 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

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 29-13584, 29-13591, 29-13597, 29-13603, 29-13609, 29-13615, 29-13621.

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

THIS RIGHT IS FOR AN ENLARGEMENT OF 2.0 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

THIS RIGHT IS A SPLIT FROM ORIGINAL RIGHT 29-13552.

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