

04/13/2006

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-89

NAME AND ADDRESS: PAULA J WHITTAKER  
PO BOX 240  
LEADORE ID 83464

F JAMES WHITTAKER  
PO BOX 240  
LEADORE ID 83464

SOURCE: TEXAS CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 2.600 CFS

PRIORITY DATE: 04/09/1909

POINT OF DIVERSION:

T15N R26E S35 SWNW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 3/15 11/15           | 2.600 CFS       |

PLACE OF USE: IRRIGATION Within LEMHI County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T15N R26E S27 | SWNE | 40.00 | T15N R26E S27 | SENE | 36.00 |
| T15N R26E S27 | NESW | 8.00  | T15N R26E S27 | NWSE | 37.00 |

121 ACRES TOTAL

This right authorizes the irrigation of 121.2 total acres.

USE OF THIS RIGHT WITH RIGHT NO. 74-133 AND 74-15003 IS LIMITED TO  
THE IRRIGATION OF A COMBINED TOTAL OF 136.2 ACRES IN A SINGLE  
IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 74-133 AND 74-15003 IS LIMITED TO  
THE IRRIGATION OF A COMBINED TOTAL OF 136.2 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 - Decreed

COPY

RECEIVED

APR 19 2006  
DEPARTMENT OF  
WATER RESOURCES

7004 APR 19 AM 10:16

ASST. CLERK-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

Case No. 39576

Water Right: See Exhibit A

NOTICE OF COMPLETED  
ADMINISTRATIVE  
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☐ IC § 42-222
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☒ Other: Added Paula J. Whittaker as co-claimant

IDWR certifies that it has completed its investigation into the changes to the elements of the water right(s) listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water right(s) 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: 4/14/2006

Royanne Brown

Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on April 17, 2006, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

### 1. Original to:

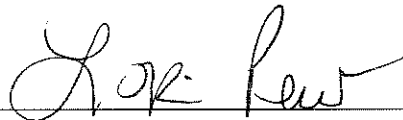
Clerk of the District Court  
Snake River Basin Adjudication  
P.O. Box 2707  
Twin Falls, ID 83303-2707

### 2. Copies to:

Clive Strong  
Office of the Attorney General  
P.O. Box 44449  
Boise, ID 83711-4449

United States Dept of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

F. James and Paula J. Whittaker  
P.O. Box 240  
Leadore, ID 83464



Signature of person mailing this document

## EXHIBIT A

|    |        |
|----|--------|
| 74 | 39 B   |
| 74 | 63     |
| 74 | 70     |
| 74 | 71     |
| 74 | 72     |
| 74 | 73 A   |
| 74 | 73 B   |
| 74 | 74     |
| 74 | 75     |
| 74 | 76     |
| 74 | 88     |
| 74 | 89     |
| 74 | 90     |
| 74 | 96     |
| 74 | 97     |
| 74 | 99     |
| 74 | 337    |
| 74 | 338 B  |
| 74 | 340 B  |
| 74 | 341    |
| 74 | 349    |
| 74 | 354    |
| 74 | 369    |
| 74 | 378 A  |
| 74 | 378 B  |
| 74 | 1567   |
| 74 | 1771   |
| 74 | 1772   |
| 74 | 1829   |
| 74 | 2006   |
| 74 | 2088   |
| 74 | 2091 A |
| 74 | 2095   |
| 74 | 2124   |
| 74 | 2125   |
| 74 | 2148   |
| 74 | 2308   |
| 74 | 15655  |
| 74 | 15656  |
| 74 | 15658  |