

**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: 74-1072, 74-1073

Case No. 39576

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

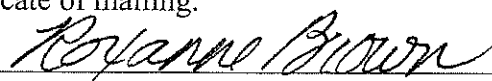
IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ IC § 42-222 transfer
 - ☐ Point of diversion ☒ Place of use
 - ☐ Period of use ☐ Nature of use
 - ☐ Split of water right ☐ Change in ownership
 - ☐ Other
- ☐ IC § 42-219 license

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 Report(s)* for said water right(s). 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: 6/16/2006



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 19, 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

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

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

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

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

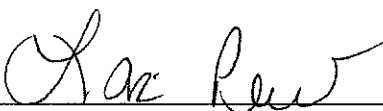
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Guardian Limited Partnership No.2
P.O. Box 1491
Idaho Falls, ID 83403

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

06/16/2006

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

RIGHT NUMBER: 74-1072

NAME AND ADDRESS: GUARDIAN LTD PARTNERSHIP NO 2
PO BOX 1491
IDAHO FALLS ID 83403

SOURCE: EAST FORK HAYDEN CREEK

TRIBUTARY: HAYDEN CREEK

QUANTITY: 0.880 CFS

This right when combined with all other rights shall provide no more than 3.5
afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 04/01/1965

POINT OF
DIVERSION: T17N R23E S34 NWNWSE 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	0.880 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T17N R23E S01	SENE	19.10	T17N R23E S01	NESE	30.10
T17N R23E S01	SWSE	9.30	T17N R23E S01	SESE	38.00
T17N R23E S12	NENE	19.40	T17N R23E S12	NWNE	20.70
T17N R23E S12	SENE	26.40	T17N R23E S12	NESE	16.20
T17N R24E S05	NWSW	14.30	T17N R24E S05	SWSW	13.80
T17N R24E S06 Lot 1	NENE	0.10	T17N R24E S06 Lot 2	NWNE	10.40
T17N R24E S06	SWNE	40.00	T17N R24E S06	SENE	16.30
T17N R24E S06 Lot 3	NENW	17.50	T17N R24E S06 Lot 5	SWNW	12.80
T17N R24E S06	SENE	40.00	T17N R24E S06	NESW	40.00
T17N R24E S06 Lot 6	NWSW	22.20	T17N R24E S06 Lot 7	SWSW	18.40
T17N R24E S06	SESW	33.40	T17N R24E S06	NESE	38.20
T17N R24E S06	NWSE	40.00	T17N R24E S06	SWSE	27.70
T17N R24E S06	SESE	39.40	T17N R24E S07	NENE	32.40
T17N R24E S07	NWNE	18.20	T17N R24E S07	SWNE	13.60
T17N R24E S07	SENE	4.90	T17N R24E S07	NENW	39.80
T17N R24E S07 Lot 1	NWNW	32.70	T17N R24E S07 Lot 2	SWNW	30.30
T17N R24E S07	SENE	26.70	T17N R24E S07	NESW	6.00
T17N R24E S07 Lot 3	NWSW	24.80	T17N R24E S08	NWNW	2.20
T18N R24E S31	SENE	0.40	T18N R24E S31 Lot 18	SESW	22.00
T18N R24E S31	NESE	27.90	T18N R24E S31	NWSE	2.50
T18N R24E S31	SWSE	33.80	T18N R24E S31	SESE	34.70
T18N R24E S32 Lot 10	NENW	4.00	T18N R24E S32 Lot 4	NWNW	0.10
T18N R24E S32	SWNW	22.90	T18N R24E S32	SENE	20.40
T18N R24E S32	NESW	0.30	T18N R24E S32	NWSW	26.20
T18N R24E S32	SWSW	6.20			

1036.7 ACRES TOTAL

This right is limited to the irrigation of 18.6 acres within the place of use described above in a single irrigation season.

Rights 74-373, 74-374, 74-985, 74-1066A, 74-1066B, 74-1067, 74-1068, 74-1072, 74-1073, 74-1074, 74-1800A and 74-1800B when combined shall not exceed the irrigation of 1036.7 acres.

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

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and bypass requirements of the Idaho Department of Fish and Game.

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. 74.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right 74-1073 is also diverted through the point of diversion described above.

06/16/2006

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

RIGHT NUMBER: 74-1073

NAME AND ADDRESS: GUARDIAN LTD PARTNERSHIP NO 2
PO BOX 1491
IDAHO FALLS ID 83403

SOURCE: EAST FORK HAYDEN CREEK

TRIBUTARY: HAYDEN CREEK

QUANTITY: 10.800 CFS

This right when combined with all other rights shall provide no more than 3.5
afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 07/30/1902

POINT OF
DIVERSION: T17N R23E S34 NWNWSE 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	10.800 CFS
PLACE OF USE: <u>IRRIGATION Within LEMHI County</u>		
T17N R23E S01 SENE 19.10	T17N R23E S01 NESE	30.10
T17N R23E S01 SWSE 9.30	T17N R23E S01 SESE	38.00
T17N R23E S12 NENE 19.40	T17N R23E S12 NWNW	20.70
T17N R23E S12 SENE 26.40	T17N R23E S12 NESE	16.20
T17N R24E S05 NWSW 14.30	T17N R24E S05 SWSW	13.80
T17N R24E S06 Lot 1 NENE 0.10	T17N R24E S06 Lot 2 NWNW	10.40
T17N R24E S06 SWNE 40.00	T17N R24E S06 SENE	16.30
T17N R24E S06 Lot 3 NENW 17.50	T17N R24E S06 Lot 5 SWNW	12.80
T17N R24E S06 SENW 40.00	T17N R24E S06 NESW	40.00
T17N R24E S06 Lot 6 NWSW 22.20	T17N R24E S06 Lot 7 SWSW	18.40
T17N R24E S06 SESW 33.40	T17N R24E S06 NESE	38.20
T17N R24E S06 NWSE 40.00	T17N R24E S06 SWSE	27.70
T17N R24E S06 SESE 39.40	T17N R24E S07 NENE	32.40
T17N R24E S07 NWNW 18.20	T17N R24E S07 SWNE	13.60
T17N R24E S07 SENE 4.90	T17N R24E S07 NENW	39.80
T17N R24E S07 Lot 1 SWNW 32.70	T17N R24E S07 Lot 2 SWNW	30.30
T17N R24E S07 SENW 26.70	T17N R24E S07 NESW	6.00
T17N R24E S07 Lot 3 NWSW 24.80	T17N R24E S08 NWNW	2.20
T18N R24E S31 SENE 0.40	T18N R24E S31 Lot 18 SESW	22.00
T18N R24E S31 NESE 27.90	T18N R24E S31 NWSE	2.50
T18N R24E S31 SWSE 33.80	T18N R24E S31 SESE	34.70
T18N R24E S32 Lot 10 NENW 4.00	T18N R24E S32 Lot 4 NWNW	0.10
T18N R24E S32 SWNW 22.90	T18N R24E S32 SENW	20.40
T18N R24E S32 NESW 0.30	T18N R24E S32 NWSW	26.20
T18N R24E S32 SWSW 6.20		

1036.7 ACRES TOTAL

This right is limited to the irrigation of 232.2 acres within the place of use described above in a single irrigation season.

Rights 74-373, 74-374, 74-985, 74-1066A, 74-1066B, 74-1067, 74-1068, 74-1072, 74-1073, 74-1074, 74-1800A and 74-1800B when combined shall not exceed the irrigation of 1036.7 acres.

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

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. 74.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and bypass requirements of the Idaho Department of Fish and Game.

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 74-1072 is also diverted through the point of diversion described above.