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SEP 06 2006

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2006 SEP 1 PM 1 43

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

Subcase No. 37-7008, 37-7944,
37-11131

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

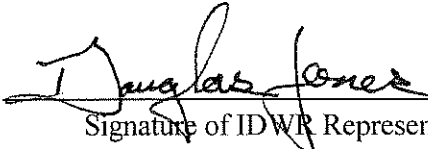
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

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: 8/31/06


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 9/1, 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
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

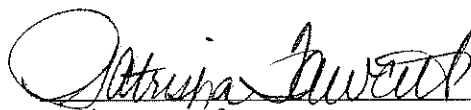
2. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

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

Mollie Dalton
545 Nevada St
Gooding ID 83330

Jo Beeman
Beeman & Associates
409 W Jefferson
Boise ID 83702



Signature of person or attorney mailing the form

08/31/2006

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

RIGHT NUMBER: 37-7008

NAME AND ADDRESS: MOLLIE B DALTON
545 NEVADA ST
GOODING ID 83330

SOURCE: UNNAMED STREAM

TRIBUTARY: MALAD RIVER

QUANTITY: 2.000 CFS
802.70 AFY

PRIORITY DATE: 12/21/1967

POINT OF
DIVERSION: T06S R13E S26 NWNESW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.050 CFS 2.70 AFY
IRRIGATION	04/01 11/01	2.000 CFS 800.00 AFY

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

T06S R13E S26	NENW	40.00	T06S R13E S26	NWNW	40.00
T06S R13E S26	SWNW	40.00	T06S R13E S26	SENW	40.00
T06S R13E S26	NESW	40.00			

STOCKWATER same as IRRIGATION

200 ACRES TOTAL

RIGHT NOS. 37-7008, 37-7944 AND 37-11131 ARE LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 381 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 - License

STOCKWATER, 200 CATTLE

08/31/2006

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

RIGHT NUMBER: 37-7944

NAME AND ADDRESS: MOLLIE B DALTON
545 NEVADA ST
GOODING ID 83330

SOURCE: MALAD RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.740 CFS
148.00 AFY

RIGHT NOS. 37-7944 AND 37-11131 ARE LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 5.80 CFS.

PRIORITY DATE: 12/30/1981

POINT OF

DIVERSION: T06S R14E S30 SENESW Within GOODING County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.740 CFS
148.00 AFY

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

T06S R13E S25 SWNW 4.00 T06S R13E S25 SENW 33.00

37 ACRES TOTAL

RIGHT NOS. 37-7008, 37-7944 AND 37-11131 ARE LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 381 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 - License

WATER IS DELIVERED THROUGH THE THORPE DITCH.

08/31/2006

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

RIGHT NUMBER: 37-11131

NAME AND ADDRESS: MOLLIE B DALTON
545 NEVADA ST
GOODING ID 83330

SOURCE: MALAD RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 5.600 CFS

Right Nos. 37-7944 and 37-11131 are limited to a total combined diversion rate of 5.80 cfs.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/01/1889

POINT OF
DIVERSION: T06S R14E S30 SENESW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	5.600 CFS
STOCKWATER	01/01 12/31	0.070 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S25	SWNW	4.00	T06S R13E S25	SENW	33.00
T06S R13E S25	NESW	1.00	T06S R13E S25	NWSE	11.00
T06S R13E S26	NENE	25.00	T06S R13E S26	NWNE	40.00
T06S R13E S26	SWNE	40.00	T06S R13E S26	SENE	40.00
T06S R13E S26	NENW	40.00	T06S R13E S26	SENW	40.00
T06S R13E S26	NESW	19.00	T06S R13E S26	NWSE	8.00

STOCKWATER same as IRRIGATION

301 ACRES TOTAL

Right Nos. 37-7008, 37-7944 and 37-11131 are limited to the irrigation of a combined total of 381 acres in a single irrigation season.

This right is limited to the irrigation of 280 acres within the place of use described above in a single irrigation season.

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Delivery of this right is subject to the water exchange provisions contained in Bureau of Reclamation contract no. 14-06-W-73, executed October 14, 1954, between the United States of America and American Falls Reservoir District No. 2, as supplemented by Bureau of Reclamation contract no. 14-06-100-6031, executed June 1, 1962, between and among the United States of America, American Falls Reservoir District No. 2, and the Big Wood Canal Company.

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

This right is a combination of old Right Nos. 37-447A and 37-447C.

Water is delivered through the Thorpe Ditch.

Stockwater, 300 cattle

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.