

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

2006 NOV 6 AM 10 43

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NOV 27 2006

DEPARTMENT OF
WATER RESOURCES

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: 27-2165, 27-2176, 27-
7059, 27-7302

)
Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

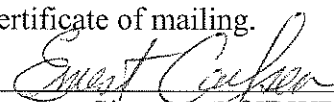
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party CONDA PARTNERSHIP – NU-WEST MINING
- ☐ 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: Oct 31, 2006



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Nov 3rd, 2006, 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:
ATTN: JON GOODE
CONDA PARTNERSHIP
3010 CONDA RD
SODA SPRING ID 83276

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
ATTN: ARIANNA
NU-WEST MINING INC
3010 CONDA RD
SODA SPRINGS ID 83276

4. One copy to:

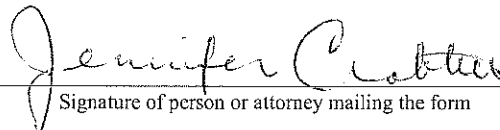
Each party in the subcase, or attorney of record
JEANETTE WOLFLEY
202 N ARTHUR
POCATELLO ID 83204

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

DISTRICT COURT - JRDA
TWIN FALLS CO., IDAHO
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2006 NOV 6 AM 10 43
10/30/2006

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

RIGHT NUMBER: 27-2165
NAME AND ADDRESS: NU-WEST MINING INC
ATTN JON GOODE
3010 CONDA RD
SODA SPRINGS ID 83276

SOURCE: TRIBUTARY:

QUANTITY: 1.120 CFS

PRIORITY DATE: 08/22/1955

POINT OF
DIVERSION: T08S R44E S10 NENWNE Within CARIBOU County
T08S R44E S10 NENESE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	1.120 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T08S R44E S09	NENE	2.00	T08S R44E S09	NWNE	11.00
T08S R44E S09	SWNE	39.00	T08S R44E S09	SENE	4.00

56 ACRES TOTAL

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

10/30/2006

DISTRICT COURT - SNGA
IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW
FILED
SNGA
FALLS CO., IDAHO

RIGHT NUMBER: 27-2176
NAME AND ADDRESS: NU-WEST MINING INC
ATTN JON GOODE
3010 CONDA RD
SODA SPRINGS ID 83276

2006 NOV 6 AM 10 43

SOURCE: SPRINGS
UNNAMED STREAM
TRIBUTARY: DRY VALLEY CREEK
TRIBUTARY: DRY VALLEY CREEK

QUANTITY: 2.000 CFS
PRIORITY DATE: 04/26/1954

POINT OF
DIVERSION: T08S R44E S10 NESENE Within CARIBOU County
T08S R44E S10 NESENE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MINING	/ /	
IRRIGATION	/ /	2.000 CFS
INDUSTRIAL	/ /	2.000 CFS

PLACE OF USE: IRRIGATION Within CARIBOU County

T08S R44E S09	NWNE	1.00	T08S R44E S09	SWNE	4.00
T08S R44E S09	SENE	5.00			

INDUSTRIAL Within CARIBOU County

T08S R44E S09 SENE

MINING same as IRRIGATION

10 ACRES TOTAL

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

PERMIT VOIDED.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Permit

Point of diversion is outside the Snake River Basin Adjudication boundary.: This is included for a claim that is proposed to be disallowed because the right claimed is diverted from a source beyond the boundaries of the area of the Snake River Basin Adjudication despite the use may be within the boundaries. The claimed water is considered appropriated in another state.

10/30/2006

DISTRICT COURT - SRDA
TWIN FALLS CO., IDAHO
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IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-7059
NAME AND ADDRESS: NU-WEST MINING INC
ATTN JON GOODE
3010 CONDA RD
SODA SPRINGS ID 83276

2006 NOV 6 AM 10 43

SOURCE: GROUND WATER
QUANTITY: 0.040 CFS
0.87 AFY

TRIBUTARY:

PRIORITY DATE: 01/28/1976

POINT OF
DIVERSION: T08S R44E S9 NENWNE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	01/01 12/31	0.040 CFS 0.87 AFY

PLACE OF USE: COMMERCIAL Within CARIBOU County

T08S R44E S09 NWNE

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

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

DISTRICT COURT - 10/30/2006
TWIN FALLS CO., IDAHO
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2006 NOV 6 AM 10 43

RIGHT NUMBER: 27-7302
NAME AND ADDRESS: NU-WEST MINING INC
ATTN JON GOODE
3010 CONDA RD
SODA SPRINGS ID 83276

SOURCE: MABEY CREEK

TRIBUTARY: DRY VALLEY CREEK

QUANTITY: 150.00 AFY

PRIORITY DATE: 03/04/1982

POINT OF
DIVERSION: T08S R44E S9 NESENE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MINING STORAGE	01/01 12/31	3.60 AFY
MINING FROM STORAGE	01/01 12/31	150.00 AFY

PLACE OF USE: MINING FROM STORAGE Within CARIBOU County

T08S R44E S09

T08S R44E S10

Water is used for dust abatement on haul roads at the Maybe Canyon Mine.

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