

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

2007 MAY 22 AM 10 21

COPY

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: 22-265E, 22-4195,
22-13479

Case No. 39576

)

)

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

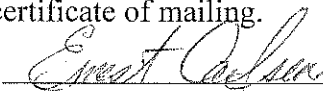
☐ period of use ☐ nature of use

☐ 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: May 18, 2007

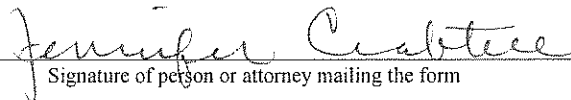


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 21, 2007, 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:
Merle Jeppesen
434 Morgan Dr
Rexburg ID 83440
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
DKJ Farms LLC
665 Centennial Loop
Rexburg ID 83440
4. One copy to:
Each party in the subcase, or attorney of record
N/A
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

05/11/2007

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

RIGHT NUMBER: 22-265E

NAME AND ADDRESS: DKJ FARMS LLC
665 CENTENNIAL LOOP
REXBURG ID 83440

SOURCE: MOODY CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 8.000 CFS

Right Nos. 22-265E, 22-4195, and 22-13479 are limited to a total combined diversion rate of 11.85 cfs.

PRIORITY DATE: 03/15/1879

POINT OF
DIVERSION: T05N R41E S21 NESENW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 06/20	8.000 CFS
	06/20 10/31	4.000 CFS

PLACE OF USE: IRRIGATION in MADISON County

T05N R41E S16	SESW	31.00	T05N R41E S20	NENE	40.00
T05N R41E S20	NWNE	40.00	T05N R41E S20	SWNE	40.00
T05N R41E S20	SENE	40.00	T05N R41E S20	SWNW	40.00
T05N R41E S20	SENW	40.00	T05N R41E S20	NESW	40.00
T05N R41E S20	NWSW	36.00	T05N R41E S20	NESE	40.00
T05N R41E S20	NWSE	40.00	T05N R41E S21	NENW	23.00
T05N R41E S21	NWNW	39.00	T05N R41E S21	SWNW	36.00
T05N R41E S21	SENW	2.70	T05N R41E S21	NWSW	20.00

547.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 547.7 acres in a single irrigation season. Combined Right Nos.: 22-265E, 22-4195, and 22-13479.

This right is limited to the irrigation of 200 acres within the place of use described above 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

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

Right No. 22-13479 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

05/11/2007

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

RIGHT NUMBER: 22-4195

NAME AND ADDRESS: DKJ FARMS LLC
665 CENTENNIAL LOOP
REXBURG ID 83440

SOURCE: MOODY CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 3.850 CFS

Right Nos. 22-265E, 22-4195, and 22-13479 are limited to a total combined diversion rate of 11.85 cfs.

PRIORITY DATE: 05/01/1969

POINT OF
DIVERSION: T05N R41E S21 NESEW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.850 CFS

PLACE OF USE: IRRIGATION in MADISON County

T05N R41E S16	SESW	31.00	T05N R41E S20	NENE	40.00
T05N R41E S20	NWNE	40.00	T05N R41E S20	SWNE	40.00
T05N R41E S20	SENE	40.00	T05N R41E S20	SWNW	40.00
T05N R41E S20	SENW	40.00	T05N R41E S20	NESW	40.00
T05N R41E S20	NWSW	36.00	T05N R41E S20	NESE	40.00
T05N R41E S20	NWSE	40.00	T05N R41E S21	NENW	23.00
T05N R41E S21	NWNW	39.00	T05N R41E S21	SWNW	36.00
T05N R41E S21	SENW	2.70	T05N R41E S21	NWSW	20.00

547.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 547.7 acres in a single irrigation season. Combined Right Nos.: 22-265E, 22-4195, and 22-13479.

This right is limited to the irrigation of 192.7 acres within the place of use described above 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 - Beneficial Use

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

05/11/2007

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

RIGHT NUMBER: 22-13479

NAME AND ADDRESS: DKJ FARMS LLC
665 CENTENNIAL LOOP
REXBURG ID 83440

SOURCE: MOODY CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 3.100 CFS
542.50 AFY

Right Nos. 22-265E, 22-4195, and 22-13479 are limited to a total combined diversion rate of 11.85 cfs.

PRIORITY DATE: 05/01/1980

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: T05N R41E S21 NESENW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.100 CFS 542.50 AFY

PLACE OF USE: IRRIGATION in MADISON County

T05N R41E S16	SESW	31.00	T05N R41E S20	NENE	40.00
T05N R41E S20	NWNE	40.00	T05N R41E S20	SWNE	40.00
T05N R41E S20	SENE	40.00	T05N R41E S20	SWNW	40.00
T05N R41E S20	SENW	40.00	T05N R41E S20	NESW	40.00
T05N R41E S20	NWSW	36.00	T05N R41E S20	NESE	40.00
T05N R41E S20	NWSE	40.00	T05N R41E S21	NENW	23.00
T05N R41E S21	NWNW	39.00	T05N R41E S21	SWNW	36.00
T05N R41E S21	SENW	2.70	T05N R41E S21	NWSW	20.00

547.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 547.7 acres in a single irrigation season. Combined Right Nos.: 22-265E, 22-4195, and 22-13479.

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

This right is based upon an enlargement of Right No. 22-0265E 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

This right is for an enlargement of 155 acres within the place of use described for this right.