



EASTERN REGION

State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

May 29, 2007

BILL E ANDREWS
10 B AND T RD
SALMON ID 83467-5438

RE: Transfer #73143 for water right(s) 74-15233 and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. Andrews:

On May 15, 2007, the Idaho Department of Water Resources (IDWR) approved Transfer #73143, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

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: 74-15233

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

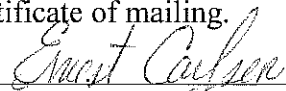
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer 73143
 - ☒ 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 30, 2007

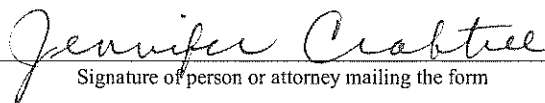


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 4, 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:
BILL ANDREWS
10 B AND T RD
SALMON ID 83467-5438
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A
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

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

RIGHT NUMBER: 74-15233

NAME AND ADDRESS:

BILL E ANDREWS
10 B AND T RD
SALMON ID 83467-5438

TERRY L ANDREWS
10 B AND T RD
SALMON ID 83467-5438

SOURCE:

Source:

Tributary:

LEMHI RIVER

SALMON RIVER

~~KENNEY CREEK~~

LEMHI RIVER

Diversion of water from the Lemhi River is limited to those times water is available for diversion under this right and priority from Kenny Creek at the original point of diversion in the NWNE, S31 T20N R24E and to the amount of water that actually reaches the Lemhi River

Prior to the diversion and use of water under approval of transfer 73143, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

QUANTITY:

0.400 CFS

0.000 AFY

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.

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).

PRIORITY DATE:

11/01/1877

POINT OF DIVERSION:

T20N R24E S30 NWNE
Within LEMHI County

T20N R24E S31 NWNE
Within LEMHI County

This right does not grant any right-of-way or easement across the land of another.

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

03/15 11/15

0.400 CFS

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

PLACE OF USE: IRRIGATION within LEMHI County
T20N R24E S19 Lot 4 SWSW 4.9
T20N R24E S30 Lot 1 NWNW 8.6
T20N R24E S30 Lot 2 SWNW 1.1
T20N R24E S30 SENW 1.9

16.5 ACRES TOTAL

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

Failure of the right holder to comply with the conditions of transfer 73143 is cause for the Director to rescind approval of the transfer. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
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 this time of approval of transfer 73143, May 16, 2007, this water right is within State Water District No. 74
The right holder shall accomplish the change authorized by transfer 73143 within 1 year of May 16, 2007

~~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

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in Kenny Creek at the original point of diversion and at the point of diversion from the Lemhi River.