

COPY

RECEIVED

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____
AUG 16 2007
DEPARTMENT OF
WATER RESOURCES

2007 AUG 15 AM 10 33

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 Right: 37-7289 (Split)
) 37-22184, 37-22185
)

Case No. 39576

) NOTICE OF COMPLETED
) ADMINISTRATIVE
) PROCEEDING
)

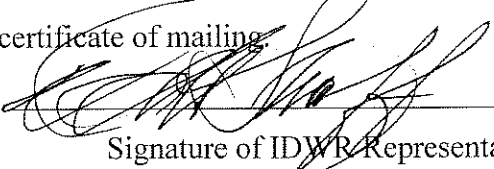
IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☐ Split of water right ☐ Change in ownership
- ☒ IC § 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 right 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: Aug 9, 2007


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on August 13, 2007, 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

2. Copies to:

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

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

3. Copies to all parties to the subcase:

Simon Farms, Inc.
P.O. Box 403
Fairfield, ID 83327



Signature of person mailing this document

08/9/2007

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-7289	SIMON FARMS INC PO BOX 403 FAIRFIELD ID 83327	Disallowed	Recommended as Right Nos. 37-22184 & 37-22185

08/08/2007

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

RIGHT NUMBER: 37-22184

NAME AND ADDRESS: SIMON FARMS INC
PO BOX 403
FAIRFIELD ID 83327

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.410 CFS
809.400 AFY

The rights listed below are limited to a total combined diversion rate of 6.08 cfs and to a total combined annual diversion volume of 2174.8 AF.
Combined Right Nos.: 37-22184, 37-22186, and 37-22188.

PRIORITY DATE: 10/01/1973

POINT OF DIVERSION:

T01S R15E S17 SENESE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	3.410 CFS 809.40 AFY

PLACE OF USE: IRRIGATION in CAMAS County

T01S R15E S17	NENE	33.00	T01S R15E S17	NWNE	33.00
T01S R15E S17	SWNE	34.00	T01S R15E S17	SENE	33.00
T01S R15E S17	NESE	33.00	T01S R15E S17	NWSE	34.00
T01S R15E S17	SWSE	33.00	T01S R15E S17	SESE	36.80

269.8 ACRES TOTAL

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 37-7289.

08/09/2007

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

RIGHT NUMBER: 37-22185

NAME AND ADDRESS: SIMON FARMS INC
PO BOX 403
FAIRFIELD ID 83327

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.590 CFS
138.60 AFY

Rights 37-22185, 37-22187, and 37-22189 when combined shall not exceed a total diversion rate of 0.63 cfs and a total annual maximum diversion volume of 279.7 af.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 37-21724, 37-22185, 37-22187, and 37-22189 when combined shall not exceed a total diversion rate of 4.99 cfs and a total annual maximum diversion volume of 1385.7 af.

PRIORITY DATE: 10/01/1973

POINT OF
DIVERSION:

T01S R15E S21 SWSENE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.590 CFS 138.60 AFY

PLACE OF USE: IRRIGATION in CAMAS County

T01S R15E S21	NENE	34.00	T01S R15E S21	NWNE	34.00
T01S R15E S21	SWNE	34.00	T01S R15E S21	SENE	34.00
T01S R15E S21	NESE	34.00	T01S R15E S21	SESE	34.00
T01S R15E S22	NENW	34.00	T01S R15E S22	NWNW	34.00
T01S R15E S22	SWNW	34.00	T01S R15E S22	SENW	34.00
T01S R15E S22	NWSW	34.00	T01S R15E S22	SWSW	34.00

408 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 408 acres in a single irrigation season. Combined Right Nos.: 37-21724, 37-22185, 37-22187 and 37-22189.

This right is limited to the irrigation of 46.2 acres within the place of use described above in a single irrigation season.

Rights 37-22185, 37-22187 and 37-22189 when combined shall not exceed a total irrigation of 92 acres.

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

This right is a split from former right 37-7289.