

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
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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: 63-3365 (Split)
	)	63-32819, 63-32820
Case No. 39576	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE
_____	)	PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- XX Substitution of Party
- ☐ IC § 42-222 transfer
- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |
| ☐ Other | |
- ☐ IC § 42-219 license

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 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: August 17, 2007



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on August 17, 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	☐	overnight mail
Snake River Basin Adjudication	☒	regular mail
P.O. Box 2707	☐	hand-delivered
Twin Falls, ID 83303-2707	☐	facsimile

2. Copies to:

Clive Strong	☐	overnight mail
Off ice of the Attorney General	☒	regular mail
P.O. Box 44449	☐	hand-delivered
Boise, ID 83711-4449	☐	facsimile

United States Dept of Justice	☐	overnight mail
Environment & Natural Resource Div	☒	regular mail
550 West Fort Street MSC 033	☐	hand-delivered
Boise ID 83724	☐	facsimile

3. Copies to all parties to the subcase:

Rodney K Montierth	☐	overnight mail
Rt 1 Box 156	☒	regular mail
Kuna ID 83634	☐	hand-delivered
	☐	facsimile

Edward Ray Montierth	☐	overnight mail
Susan L Montierth	☒	regular mail
825 Heartland Dr	☐	hand-delivered
Nampa ID 83686	☐	facsimile

Darlene E Montierth	☐	overnight mail
2409 W Kuna Cave Rd	☒	regular mail
Kuna ID 83634	☐	hand-delivered

\W Nolan Victor	☐	overnight mail
Ruby C Victor	☒	regular mail
1528 Addison Ave E	☐	hand-delivered
Twin Falls ID 83301		

Robert J Meyers
Kathi L Meyers
3024 Woodridge Dr
Twin Falls ID 83301

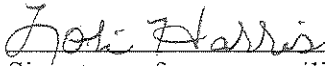
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Herbert R Montierth Jr
6312 S Zither Ave
Boise ID 83709

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Richard M Phillips & Staci Phillips Trust
Richard M Phillips Trustee
210 Murray St
Boise ID 83714

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

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

RIGHT NUMBER: 63-3365 DISALLOWED

SPLIT RIGHT: RECOMMENDED AS RIGHT NOS. 63-32819 & 63-32820

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RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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RIGHT NUMBER: 63-32819

NAME AND ADDRESS: RODNEY K MONTIERTH
RT 1 BOX 156
KUNA ID 83634

EDWARD RAY MONTIERTH
825 HEARTLAND DR
NAMPA ID 83686

DOLLIE MONTIERTH
RT 1
KUNA ID 83634

DARLENE E MONTIERTH
2409 W KUNA CAVE RD
KUNA ID 83634

W NOLAN VICTOR
1528 ADDISON AVE E
TWIN FALLS ID 83301

ROBERT J MEYERS
3024 WOODRIDGE DR
TWIN FALLS ID 83301

KATHI L MEYERS
3024 WOODRIDGE DR
TWIN FALLS ID 83301

RUBY C VICTOR
1528 ADDISON AVE E
TWIN FALLS ID 83301

SUSAN L MONTIERTH
825 HEARTLAND DR
NAMPA ID 83686

HERBERT R MONTIERTH JR
6312 S ZITHER AVE
BOISE ID 83709

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.590 CFS
357.800 AFY

This right when combined with Right No. 63-32821 shall provide no more than .02 cfs per acre.

PRIORITY DATE: 08/13/1963

POINT OF DIVERSION:

T05N R01W S31 NWSWNW Lot 2 Within ADA County

T05N R02W S25 SENW Within CANYON County

T05N R02W S25 SWSW Within CANYON County

T05N R02W S25 NENWSE Within CANYON County

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DEPARTMENT OF
WATER RESOURCES

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.590 CFS 357.80 AFY
The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in CANYON County

T05N R02W S25	SENE	3.00	T05N R02W S25	NESE	0.50
T05N R02W S25	NWSE	28.00	T05N R02W S25	SWSE	17.00
T05N R02W S25	SESE	31.00			

79.5 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

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

This right is a split from former right 63-3365 .

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

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

RIGHT NUMBER: 63-32820

NAME AND ADDRESS: RICHARD M PHILLIPS & STACI PHILLIPS TRUST
RICHARD M PHILLIPS TRUSTEE
210 MURRAY ST
BOISE ID 83714

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.830 CFS
186.700 AFY

This right when combined with Right No. 63-32822 shall provide no more than .02 cfs per acre.

PRIORITY DATE: 08/13/1963

POINT OF DIVERSION:

T05N R01W S31 NWSWNW Lot 2 Within ADA County

T05N R02W S25 SENW Within CANYON County

T05N R02W S25 SWSW Within CANYON County

T05N R02W S25 NENWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

03/15 11/15

0.830 CFS
186.70 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in CANYON County

T05N R02W S25	SENE	35.00	T05N R02W S25	NESE	0.50
T05N R02W S25	NWSE	6.00			

41.5 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

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

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

This right is a split from former right 63-3365 .

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