

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

2007 SEP 10 AM 10 34

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: 22-2182, 22-7040

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

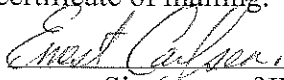
- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer **73370**

- | | |
|---|--|
| ☐ 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: 30 Aug 2007



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Sept 7, 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:
TRS FARMS
PO BOX 671
REXBURG ID 83440

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

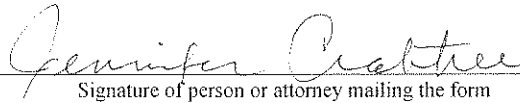
Each party in the subcase, or attorney of record
N/A

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

08/31/2007

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

RIGHT NUMBER: 22-2182
NAME AND ADDRESS: TRS FARMS
PO BOX 671
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 9.600 CFS
1,680.00 AFY

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.

Right Nos. 22-2182 and 22-7040 are limited to a total combined diversion rate of 16.66 cfs.

Right Nos. 22-2182 and 22-7040 are limited to a total combined annual diversion volume of 4508.7 AF.

PRIORITY DATE: 11/29/1960

POINT OF
DIVERSION: T05N R40E S23 SESWSE Within MADISON County
T05N R40E S26 NWNESW Within MADISON County
T05N R40E S35 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE		QUANTITY
IRRIGATION	04/01	11/01	
			9.600 CFS
			1,680.00 AFY

PLACE OF USE: IRRIGATION in MADISON County

T04N R40E S02 Lot 3 NENW	39.00	T04N R40E S02 Lot 4 NWNW	40.00
T04N R40E S02 SWNW	38.00	T04N R40E S02 SENW	40.00
T05N R40E S23 NENE	19.00	T05N R40E S23 NWNE	2.10
T05N R40E S23 SWNE	6.40	T05N R40E S23 SENE	39.00
T05N R40E S23 NESE	39.00	T05N R40E S23 NWSE	7.20
T05N R40E S23 SWSE	11.00	T05N R40E S23 SESE	40.00
T05N R40E S24 NWNW	1.20	T05N R40E S24 SWNW	7.50
T05N R40E S24 NWSW	30.00	T05N R40E S24 SWSW	29.00
T05N R40E S26 NENE	28.00	T05N R40E S26 SENE	29.00
T05N R40E S26 NENW	15.00	T05N R40E S26 NWNW	39.00
T05N R40E S26 SWNW	39.00	T05N R40E S26 SENW	18.00
T05N R40E S26 NESW	18.00	T05N R40E S26 NWSW	39.00
T05N R40E S26 SWSW	39.00	T05N R40E S26 SESW	19.00
T05N R40E S26 NESE	29.00	T05N R40E S26 SESE	29.00
T05N R40E S35 NENE	28.00	T05N R40E S35 NWNE	0.80
T05N R40E S35 SWNE	40.00	T05N R40E S35 SENE	40.00
T05N R40E S35 NENW	19.00	T05N R40E S35 NWNW	38.00
T05N R40E S35 SWNW	39.00	T05N R40E S35 SENW	40.00
T05N R40E S35 NESW	40.00	T05N R40E S35 NWSW	39.00
T05N R40E S35 SWSW	38.00	T05N R40E S35 SESW	39.00
T05N R40E S35 NESE	40.00	T05N R40E S35 NWSE	40.00

T05N R40E S35 SWSE 39.00 T05N R40E S35 SESE 39.00

1288.2 ACRES TOTAL

This right is limited to the irrigation of 480 acres within the place of use described above in a single irrigation season.

Right Nos. 22-2182 and 22-7040 are limited to the irrigation of a combined total of 1288.2 acres 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.

The right holder shall accomplish the change authorized by transfer # 73370 within one year of the date of June 7th 2008.

Failure of the right holder to comply with the conditions of transfer # 73370 is cause for the Director to rescind approval of the transfer.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Prior to the diversion and use of water under this right, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

Right No. 22-7040 is also diverted through point of diversion described above.

08/31/2007

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

RIGHT NUMBER: 22-7040
NAME AND ADDRESS: TRS FARMS
PO BOX 671
REXBURG ID 83440

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 16.660 CFS
2,950.50 AFY

Right Nos. 22-2182 and 22-7040 are limited to a total combined annual diversion volume of 4508.7 AF.

Right Nos. 22-2182 and 22-7040 are limited to a total combined diversion rate of 16.66 cfs.

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.

PRIORITY DATE: 10/21/1970

POINT OF
DIVERSION: T05N R40E S23 SESWSE Within MADISON County
T05N R40E S26 NWNESW Within MADISON County
T05N R40E S35 SESENE Within MADISON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	05/01 11/01	16.660 CFS 2,950.50 AFY

1,

The use of water for irrigation under this right may begin as early as April

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

PLACE OF USE: IRRIGATION in MADISON County

T04N R40E S02 Lot 3 NENW	39.40	T04N R40E S02 Lot 4 NWNW	37.00
T04N R40E S02 SWNW	36.10	T04N R40E S02 SENW	39.80
T05N R40E S23 NENE	19.00	T05N R40E S23 NWNE	2.10
T05N R40E S23 SWNE	6.40	T05N R40E S23 SENE	39.20
T05N R40E S23 NESE	39.20	T05N R40E S23 NWSE	7.20
T05N R40E S23 SWSE	10.80	T05N R40E S23 SESE	40.00
T05N R40E S24 NWNW	1.20	T05N R40E S24 SWNW	7.50
T05N R40E S24 NWSW	30.60	T05N R40E S24 SWSW	39.50
T05N R40E S24 SESW	7.80	T05N R40E S26 NENE	28.00
T05N R40E S26 SENE	28.80	T05N R40E S26 NENW	14.60
T05N R40E S26 NWNW	37.80	T05N R40E S26 SWNW	37.70
T05N R40E S26 SENW	18.30	T05N R40E S26 NESW	18.50
T05N R40E S26 NWSW	39.30	T05N R40E S26 SWSW	36.00
T05N R40E S26 SESW	19.10	T05N R40E S26 NESE	29.10
T05N R40E S26 SESE	28.70	T05N R40E S35 NENE	27.90
T05N R40E S35 NWNE	0.80	T05N R40E S35 SWNE	40.00

T05N R40E S35	SENE	40.00	T05N R40E S35	NENW	19.00
T05N R40E S35	NWNW	36.60	T05N R40E S35	SWNW	37.40
T05N R40E S35	SENW	40.00	T05N R40E S35	NESW	40.00
T05N R40E S35	NWSW	35.00	T05N R40E S35	SWSW	35.80
T05N R40E S35	SESW	39.30	T05N R40E S35	NESE	40.00
T05N R40E S35	NWSE	40.00	T05N R40E S35	SWSE	39.00
T05N R40E S35	SESE	38.70			

1288.2 ACRES TOTAL

Right Nos. 22-2182 and 22-7040 are limited to the irrigation of a combined total of 1288.2 acres in a single irrigation season.

This right is limited to the irrigation of 843 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.

The right holder shall accomplish the change authorized by transfer # 73370 within one year of the date of June 7th 2008.

Failure of the right holder to comply with the conditions of transfer # 73370 is cause for the Director to rescind approval of the transfer.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Prior to the diversion and use of water under this right, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

Right No. 22-2182 is also diverted through point of diversion described above.