

COPY

DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
FILED

2008 FEB 3 PM 12:03

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	)	Subcase No. 37-155 (Split)
	)	37-22248 and 37-22249
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

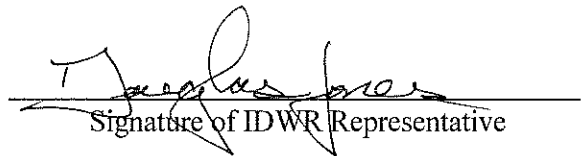
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☒Yes ☐No

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: 1/22/08



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/6, 200⁸, 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
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

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

Eagles Nest Investment Group LLC
c/o Randall Budge
PO Box 1391
Pocatello ID 83204-1391

W Grant Stevens
Sheri Eagle Stevens
4644 Lincoln Blvd Ste 552
Marina Del Rey CA 90292



Signature of person or attorney mailing the form

12/14/2007

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>
37-155	SHERI EAGLE STEVENS 4644 LINCOLN BLVD STE 552 MARINA DEL REY CA 90292	Disallowed	Recommended as Right Nos. 37-22248 and 37-22249
	W GRANT STEVENS 4644 LINCOLN BLVD STE 552 MARINA DEL REY CA 90292		

12/07/2007

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

RIGHT NUMBER: 37-22248

NAME AND ADDRESS: SHERI EAGLE STEVENS
4644 LINCOLN BLVD STE 552
MARINA DEL REY CA 90292

W GRANT STEVENS
4644 LINCOLN BLVD STE 552
MARINA DEL REY CA 90292

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.320 CFS

To mitigate for the depletion of water resulting from the diversion and use of water under this right and to prevent injury to other water right holders, the right holder shall cease diverting and using 0.03 cfs of this right, which shall remain undiverted in the Big Wood River.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

The total combined diversion rate for irrigation and stockwater purposes under this right shall not exceed .29 cfs.

The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described, so long as the quantity diverted at the point of diversion does not constitute unreasonable waste.

PRIORITY DATE: 04/12/1883

POINT OF DIVERSION:

T02N R18E S16 SWNESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MITIGATION	04/15 10/31	0.030 CFS
STOCKWATER	04/15 10/31	0.020 CFS
IRRIGATION	04/15 10/31	0.290 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S15 NWSW 17.00

STOCKWATER in BLAINE County

T02N R18E S15 NWSW

MITIGATION same as IRRIGATION

17 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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.

12/07/2007

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

No more than 1.57 cfs can be diverted for right nos. 37-22248 and 37-22249 from the point of diversion in SWSE Section 16 T2N R18E based on Transfer No. 2244. This represents a 2% conveyance loss between original point of diversion and the new point of diversion designated in the transfer.

This right is a split from former right 37-155 .

A measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

12/07/2007

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

RIGHT NUMBER: 37-22249

NAME AND ADDRESS: EAGLES NEST INVESTMENT GROUP LLC
C/O RANDALL C BUDGE
PO BOX 1391
POCATELLO ID 83204-1391

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 1.280 CFS

PRIORITY DATE: 04/12/1883

POINT OF DIVERSION:

T02N R18E S16 SWNESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.280 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S16	NESE	33.00	T02N R18E S16	NWSE	0.80
T02N R18E S16	SESE	6.00			

39.8 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 - Decreed

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

No more than 1.57 cfs can be diverted for right nos. 37-22248 and 37-22249 from the point of diversion in SWSE Section 16 T2N R18E based on Transfer No. 2244. This represents a 2% conveyance loss between original point of diversion and the new point of diversion designated in the transfer.

This right is a split from former right 37-155 .

A measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.