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DEPARTMENT OF
WATER RESOURCES

PRESIDENT JOHN F. KENNEDY
 WASH. FALLS CG, ISAND
 FILED _____

2008 FEB 20 PM 2 08

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: 2-2383 (Split)
into 2-10402, 2-10403 and 2-10404;
2-10036 (not split)**

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: Feb 13 2008

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/15, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

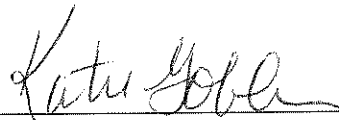
Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

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:

Ted K. and Mary L. Blackstock
6601 Opaline Rd.
Melba, ID 83641-4216

Blackstock Family Limited Partnership
Blackstock Livestock, Inc.
Ted S. Blackstock
6754 Opaline Rd.
Melba, ID 83641-4217



Signature of person mailing this document

02/13/2008

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>
2-2383	TED K BLACKSTOCK 6601 OPALINE RD MELBA ID 83641-4216 MARY L BLACKSTOCK 6601 OPALINE RD MELBA ID 83641-4216	Recommend as 2-10402, 2-10403, 2-10404	

02/13/2008

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

RIGHT NUMBER: 2-10402

NAME AND ADDRESS: BLACKSTOCK FAMILY LIMITED PARTNERSHIP
6754 OPALINE RD
MELBA ID 83641-4217

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 6.920 CFS
1,730.00 AFY

Use of this right with Right No. 2-7388 is limited to a total combined diversion rate of 9.0 cfs.

PRIORITY DATE: 12/29/1965

POINT OF
DIVERSION:

T01N R04W S3 NENENW Lot 3 Injection Within OWYHEE County
T02N R04W S26 SWSESE Lot 4 Within OWYHEE County
T02N R04W S34 SWSWSE Rediversion Within OWYHEE County
T02N R04W S34 NESESE Rediversion Within OWYHEE County
T02N R04W S34 NWSESE Injection Within OWYHEE County

System uses injection and rediversion from Squaw Creek. Points of injection are T1N R4W S3 L3 (NENENW), T2N R4W S34 NWSESE. Points of rediversion are T2N R4W S34 SWSWSE and NESESE

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	6.920 CFS 1,730.00 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 OWYHEE County

T01N R04W S02 Lot 3 NENW	4.00	T01N R04W S02 Lot 4 NWNW	35.00
T01N R04W S02	SWNW	T01N R04W S02	SENW
T01N R04W S02	NESW	T01N R04W S02	NWSW
T01N R04W S02	SWSW	T01N R04W S02	SESW
T01N R04W S03 Lot 1 NENE	26.00	T01N R04W S03 Lot 2 NWNE	6.00
T02N R04W S34	NENE	T02N R04W S34	SENE
T02N R04W S35	SWSW		7.00

346 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

This right is a split from former right 2-2383.

This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 5.0 afa at the field headgate for irrigation of the land described above.

Right 2-7388 is also diverted through the point(s) of diversion described above.

02/13/2008

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

RIGHT NUMBER: 2-10403

NAME AND ADDRESS: BLACKSTOCK LIVESTOCK INC
6754 OPALINE RD
MELBA ID 83641-4217

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.200 CFS
300.00 AFY

Use of this right with Right No. 2-7388 is limited to a total combined diversion rate of 9.0 cfs.

PRIORITY DATE: 12/29/1965

POINT OF
DIVERSION:

T01N R04W S3 NENENW Lot 3 Injection Within OWYHEE County
T02N R04W S26 SWSSE Lot 4 Within OWYHEE County
T02N R04W S34 SWSWSE Rediversion Within OWYHEE County
T02N R04W S34 NESESE Rediversion Within OWYHEE County
T02N R04W S34 NWSESE Injection Within OWYHEE County

System uses injection and rediversion from Squaw Creek. Points of injection are T1N R4W S3 L3 (NENENW), T2N R4W S34 NWSESE. Points of rediversion are T2N R4W S34 SWSWSE and NESESE

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.200 CFS 300.00 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 OWYHEE County

T02N R04W S34	NESW	3.00	T02N R04W S34	SESW	8.00
T02N R04W S34	NESE	12.00	T02N R04W S34	NWSE	9.00
T02N R04W S34	SWSE	28.00			
60 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

This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 5.0 afa at the field headgate for irrigation of the land described above.

Right 2-7388 is also diverted through the point(s) of diversion described above.

This right is a split from former right 2-2383.

02/13/2008

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

RIGHT NUMBER: 2-10404

NAME AND ADDRESS: TED S BLACKSTOCK
6754 OPALINE RD
MELBA ID 83641-4217

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.100 CFS
25.00 AFY

Use of this right with Right No. 2-7388 is limited to a total combined diversion rate of 9.0 cfs.

PRIORITY DATE: 12/29/1965

POINT OF
DIVERSION:

T01N R04W S3 NENENW Lot 3 Injection Within OWYHEE County
T02N R04W S26 SWSESE Lot 4 Within OWYHEE County
T02N R04W S34 SWSWSE Rediversion Within OWYHEE County
T02N R04W S34 NESESE Rediversion Within OWYHEE County
T02N R04W S34 NWSESE Injection Within OWYHEE County

System uses injection and rediversion from Squaw Creek. Points of injection are T1N R4W S3 L3 (NENENW), T2N R4W S34 NWSESE. Points of rediversion are T2N R4W S34 SWSWSE and NESESE

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.100 CFS 25.00 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 OWYHEE County

T02N R04W S34 SESE 5.00
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

This right is a split from former right 2-2383.

Right 2-7388 is also diverted through the point(s) of diversion described above.

This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 5.0 afa at the field headgate for irrigation of the land described above.

02/13/2008

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

RIGHT NUMBER: 2-10036

NAME AND ADDRESS: BLACKSTOCK FAMILY LIMITED PARTNERSHIP
6754 OPALINE RD
MELBA ID 83641-4217

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 4.000 CFS
17.20 AFY

Right Nos. 2-10036 and ~~2-2383~~ 2-10402, 2-10403, 2-10404 are limited to a total combined diversion rate of 11.51 cfs.

PRIORITY DATE: 09/22/1967

POINT OF
DIVERSION:

T01N R04W S3 NENENW Lot 3 Injection Within OWYHEE County

T02N R04W S26 NWSWSE Lot 4 Within OWYHEE County

T02N R04W S34 SWSWSE Rediversion Within OWYHEE County

Water diverted under this right is exchanged by injecting water diverted under this right into Squaw Creek at the point of injection described above, and diverting an equal amount from Squaw Creek at the point of rediversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DIVERSION TO STORAGE	01/01 12/31	4.000 CFS
IRRIGATION STORAGE	01/01 12/31	17.20 AFY
IRRIGATION FROM STORAGE	03/01 11/15	17.20 AFY

PLACE OF USE: IRRIGATION STORAGE in OWYHEE County

T01N R04W S03 SENE T01N R04W S03 NESE

IRRIGATION FROM STORAGE in OWYHEE County

T01N R04W S02 NWSW 9.00 T01N R04W S02 SWSW 18.00

T01N R04W S02 SESW 29.00

56 ACRES TOTAL

Right Nos. 2-10036 and ~~2-2383~~ 2-10402, 2-10403, 2-10404 are limited to the irrigation of a combined total of 411 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use