

COPY

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
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MAY 15 2008
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: 2-2251, 2-10017

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
☒ Substitution of Party
☐ IC § 42-222

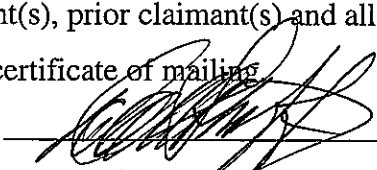
- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |

☐ Other:

IDWR certifies that it has completed its investigation into the changes to the elements of the water right(s) 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 right(s) 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: May 8, 2008



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 12, 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
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 W. Fort St. MSC 033
Boise, ID 83724

3. Copies to all parties to the subcase:

Dale and Jackie Van Es
8222 Desert Dr.
Marsing, ID 83639

Falcon Butte Farms, Inc.
Turflands, LLC
15103 Murphy Flat Rd.
Murphy, ID 83650



Signature of person mailing this document

05/08/2008

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

RIGHT NUMBER: 2-2251
NAME AND ADDRESS: JACKIE VAN ES
8222 DESERT DR
MARSING ID 83639
DALE VAN ES
8222 DESERT DR
MARSING ID 83639

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 6.080 CFS
1,368.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 2-10017 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 29.0 CFS.

PRIORITY DATE: 11/17/1964
POINT OF
DIVERSION: T02S R01E S30 SENW Within OWYHEE County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	6.080 CFS 1,368.00 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

T02S R01W S23	NESW	38.00	T02S R01W S23	SESW	32.00
T02S R01W S23	NWSE	40.00	T02S R01W S23	SWSE	40.00
T02S R01W S26	NWNE	40.00	T02S R01W S26	SWNE	40.00
T02S R01W S26	NWSE	38.00	T02S R01W S26	SWSE	36.00
304 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 2-10017 is also diverted through the point of diversion described above.

05/08/2008

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

RIGHT NUMBER: 2-10017

NAME AND ADDRESS: JACKIE VAN ES
8222 DESERT DR
MARSING ID 83639

DALE VAN ES
8222 DESERT DR
MARSING ID 83639

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 29.000 CFS
9,860.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 2-2251 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 29.0 CFS.

PRIORITY DATE: 12/04/1963

POINT OF
DIVERSION:

T02S R01E S30 SENW Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

03/15 11/15

29.000 CFS
9,860.00 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

T02S R01W S14	SWSW	40.00	T02S R01W S14	SESW	38.00
T02S R01W S14	SWSE	37.00	T02S R01W S15	SENE	40.00
T02S R01W S15	NESW	31.00	T02S R01W S15	SESW	31.00
T02S R01W S15	NESE	40.00	T02S R01W S15	NWSE	40.00
T02S R01W S15	SWSE	40.00	T02S R01W S15	SESE	40.00
T02S R01W S21	SESE	40.00	T02S R01W S22	NENE	38.00
T02S R01W S22	NWNE	40.00	T02S R01W S22	SWNE	40.00
T02S R01W S22	SENE	38.00	T02S R01W S22	NENW	40.00
T02S R01W S22	SENW	40.00	T02S R01W S22	NESW	40.00
T02S R01W S22	NWSW	40.00	T02S R01W S22	SWSW	40.00
T02S R01W S22	SESW	40.00	T02S R01W S22	NESE	38.00
T02S R01W S22	NWSE	40.00	T02S R01W S22	SWSE	40.00
T02S R01W S22	SESE	40.00	T02S R01W S23	NWNE	40.00
T02S R01W S23	SWNE	40.00	T02S R01W S23	NENW	40.00
T02S R01W S23	NWNW	40.00	T02S R01W S23	SWNW	40.00
T02S R01W S23	SENW	40.00	T02S R01W S23	NESW	2.00
T02S R01W S23	NWSW	39.00	T02S R01W S23	SWSW	34.00

T02S R01W S23	SESW	6.00	T02S R01W S26	NENW	40.00
T02S R01W S26	NWNW	40.00	T02S R01W S26	SWNW	40.00
T02S R01W S26	SESW	40.00	T02S R01W S26	NESW	40.00
T02S R01W S26	NWSW	40.00	T02S R01W S26	SWSW	40.00
T02S R01W S26	SESW	30.00	T02S R01W S27	NENW	40.00
T02S R01W S27	NWNW	40.00	T02S R01W S27	SWNW	39.00
T02S R01W S27	SESW	40.00	T02S R01W S27	NESW	40.00
T02S R01W S27	NWSW	30.00	T02S R01W S27	SWSW	40.00
T02S R01W S27	SESW	40.00	T02S R01W S27	NESE	40.00
T02S R01W S27	NWSE	40.00	T02S R01W S27	SWSE	40.00
T02S R01W S27	SESE	40.00	T02S R01W S34	NENE	40.00
T02S R01W S34	NWNE	40.00	T02S R01W S34	NENW	40.00

2191 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 2-2251 is also diverted through the point of diversion described above.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 2-2249, 2-2250, 2-2252, 2-2253, 2-2254, 2-2255 and 2-2256.