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JUN 18 2008

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 16 2008	
By _____	Clerk
_____	Deputy Clerk

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: 73-36A (Split)
	)	into 73-12156 and 73-12157
	)	<u>AMENDED</u>
Case No. 39576	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE
_____	)	PROCEEDING

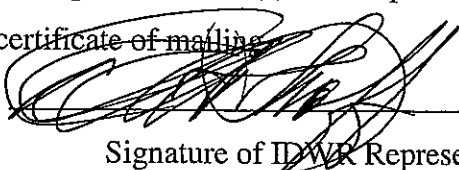
IDWR has completed the following administrative proceeding:

- ☐ 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: June 11, 2008


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 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
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:

Jim and Lisa Martiny
83 Hooper Ln.
May, ID 83253

Fineas and Nancy Hughbanks
629 3rd Ave. W.
Gooding, ID 83330

Virginia K. Martiny
159 Hooper Ln.
May, ID 83253


Signature of person mailing this document

06/11/2008

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

RIGHT NUMBER: 73-36A

SPLIT RIGHT: SEE RIGHT NOS. 73-12156 AND 73-12157

06/11/2008

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>
73-36A	FINEAS HUGHBANKS 629 3RD AVE W GOODING ID 83330 NANCY HUGHBANKS 629 3RD AVE W GOODING ID 83330	Disallowed	Recommended as Right Nos. 73-12156 and 73-12157

06/11/2008

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

RIGHT NUMBER: 73-12156

NAME AND ADDRESS: JIM MARTINY
83 HOOPER LN
MAY ID 83253

LISA MARTINY
83 HOOPER LN
MAY ID 83253

SOURCE: PATTERSON CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 1.760 CFS

PRIORITY DATE: 10/01/1887

POINT OF
DIVERSION:

T14N R22E S6 NWSW Lot 6 Within LEMHI County

T14N R22E S6 SWSW Lot 7 Within LEMHI County

T14N R22E S8 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	07/10 10/31	1.230 CFS
	05/15 07/09	1.760 CFS
	04/01 05/14	1.400 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T14N R21E S01 Lot 1 NENE	20.00	T14N R21E S01 Lot 2 NWNE	24.00
T14N R21E S01 SWNE	38.00	T14N R21E S01 SENE	25.00
T14N R21E S01 NESE	29.00	T14N R21E S01 NWSE	40.00
T14N R22E S06 Lot 3 NENW	28.00	T14N R22E S06 Lot 4 NWNW	21.00
T14N R22E S06 Lot 5 SWNW	36.00	T14N R22E S06 SENW	6.00
T14N R22E S06 Lot 6 NWSW	26.00		

293 ACRES TOTAL

Right Nos. 73-12156, 73-12158 and 73-12160 are limited to the irrigation of a combined total of 293 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 - Decreed

Source is also known as Spring Creek, Big Spring Creek or O Neal Creek.

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

This right is a split from former right 73-36A.

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

06/11/2008

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

RIGHT NUMBER: 73-12157

NAME AND ADDRESS: VIRGINIA K MARTINY
159 HOOPER LN
MAY ID 83253

SOURCE: PATTERSON CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 10/01/1887

POINT OF
DIVERSION:

T14N R22E S6 NWSW Lot 6 Within LEMHI County
T14N R22E S6 SWSW Lot 7 Within LEMHI County
T14N R22E S8 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	07/10 10/31	0.100 CFS
	05/15 07/09	0.140 CFS
	04/01 05/14	0.120 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T14N R22E S06 SENW 24.00

24 ACRES TOTAL

Right Nos. 73-12157, 73-12159 and 73-12161 are limited to the irrigation of a combined total of 24 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 - Decreed

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 73-36A.

Source is also known as Spring Creek, Big Spring Creek or O Neal Creek.