

JUN 19 2008

DEPARTMENT OF
WATER RESOURCESDISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2008 JUN 18 AM 10 18

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: 73-4024, 73-4025,
	)	73-12047, 73-12103, 73-12104
	)	
Case No. 39576	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

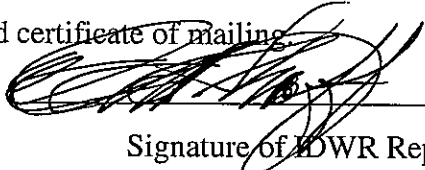
IDWR has completed the following administrative proceeding:

- ☐ 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: June 13, 2008



 Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 17, 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:

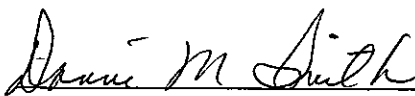
Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

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:

Sydney M. and Karen A. Dowton
P.O. Box 7
Ellis, ID 83235

Chuck and Claudia Charlton
P.O. Box 96
Ellis, ID 83235



Signature of person mailing this document

06/13/2008

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

RIGHT NUMBER: 73-4024

NAME AND ADDRESS: KAREN A DOWTON
PO BOX 7
ELLIS ID 83235

SYDNEY M DOWTON
PO BOX 7
ELLIS ID 83235

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 2.450 CFS

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

PRIORITY DATE: 02/18/1926

POINT OF
DIVERSION:

T15N R21E S8 SESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.400 CFS
STOCKWATER	01/01 12/31	0.050 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T15N R21E S07	SENE	31.00	T15N R21E S08	SWNW	36.00
T15N R21E S08	SENW	2.80			

STOCKWATER same as IRRIGATION

69.8 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

06/13/2008

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

RIGHT NUMBER: 73-4025

NAME AND ADDRESS: KAREN A DOWTON
PO BOX 7
ELLIS ID 83235

SYDNEY M DOWTON
PO BOX 7
ELLIS ID 83235

SOURCE: SPRING

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 08/01/1950

POINT OF
DIVERSION:

T15N R21E S8 NENESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.800 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T15N R21E S08

SENW 24.00

24 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 - Beneficial Use

06/13/2008

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

RIGHT NUMBER: 73-12047

NAME AND ADDRESS: KAREN A DOWTON
PO BOX 7
ELLIS ID 83235

SYDNEY M DOWTON
PO BOX 7
ELLIS ID 83235

SOURCE: DUCK SPRING
PATTERSON CREEK

TRIBUTARY: PATTERSON CREEK
TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.350 CFS

PRIORITY DATE: 04/01/1912

POINT OF
DIVERSION:

T15N R21E S26 SWSW Injection Within LEMHI County
T15N R21E S26 SESW Within LEMHI County
T15N R21E S26 SWSE Within LEMHI County
T15N R21E S27 SESE Rediversion Within LEMHI County

Water diverted under this right is exchanged by injecting water diverted under this right into the Pahsimeroi River at the point of injection described above, and diverting an equal amount from the Pahsimeroi River 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>
IRRIGATION	04/01 10/31	0.350 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T15N R21E S07 SENE 6.60

6.6 ACRES TOTAL

Right Nos. 73-12047, 73-12103, and 73-12104 are limited to the irrigation of a combined total of 6.6 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

Patterson Creek is also known as Spring Creek.

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

06/13/2008

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

RIGHT NUMBER: 73-12103

NAME AND ADDRESS: KAREN A DOWTON
PO BOX 7
ELLIS ID 83235

SYDNEY M DOWTON
PO BOX 7
ELLIS ID 83235

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 04/01/1912

POINT OF
DIVERSION:

T15N R21E S27 SESE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.200 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T15N R21E S07

SENE 6.60

6.6 ACRES TOTAL

Right Nos. 73-12047, 73-12103 and 73-12104 are limited to the irrigation of a combined total of 6.6 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

Recommended as a portion of Right No. 73-73B.

This right is a split from former right 73-4026.

06/13/2008

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

RIGHT NUMBER: 73-12104

NAME AND ADDRESS: KAREN A DOWTON
PO BOX 7
ELLIS ID 83235

SYDNEY M DOWTON
PO BOX 7
ELLIS ID 83235

SOURCE: PAHSIMEROI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 02/18/1926

POINT OF
DIVERSION:

T15N R21E S27 SESE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.200 CFS
PLACE OF USE:	<u>IRRIGATION in CUSTER County</u>		
	T15N R21E S07	SENE 6.60	
	6.6 ACRES TOTAL		

Right Nos. 73-12047, 73-12103, and 73-12104 are limited to the irrigation of a combined total of 6.6 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

This right is a split from former right 73-4026.