

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: 73-44, 73-46, 73-57,
73-60, 73-65, 73-101,
73-102 & 73-255

Case No. 39576

)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

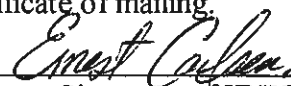
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party SPRING CREEK – BIG SPRINGS CREEK
- ☐ I.C. § 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 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: July 22, 2008



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 24, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Spring Creek Grazing Assn
C/O Howard Cutler
HC 67 Box 2066
Challis, ID 83226

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Big Springs Creek Ranch LLC
PO Box 3116
Bozeman, MT 59772

4. One copy to:

Each party in the subcase, or attorney of record

5. One copy each to:

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

6. One Copy to:

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

Bobby Kern

Signature of person or attorney mailing the form

07/11/2008

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

RIGHT NUMBER: 73-44

NAME AND ADDRESS: BIG SPRINGS CREEK RANCH LLC
PO BOX 3116
BOZEMAN MT 59772

SOURCE: PATTERSON CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 6.000 CFS

PRIORITY DATE: 04/01/1895

POINT OF
DIVERSION:

T14N R22E S9 SWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	6.000 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T15N R21E S25 SESE 20.00	T15N R21E S36 NENE	13.00
	T15N R22E S30 Lot 4 SWSW 38.00	T15N R22E S31 Lot 1 NWNW	38.00

109 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

Source is also known as Spring Creek.

07/11/2008

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

RIGHT NUMBER: 73-46

NAME AND ADDRESS: BIG SPRINGS CREEK RANCH LLC
PO BOX 3116
BOZEMAN MT 59772

SOURCE: PATTERSON CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 07/10/1895

POINT OF
DIVERSION:

T14N R22E S9 SWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	1.000 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T15N R22E S31 SWNE	1.20	T15N R22E S31 NENW 4.30
	T15N R22E S31 SENW	32.00	
	37.5 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 - Decreed

Source is also known as Spring Creek.

07/11/2008

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

RIGHT NUMBER: 73-57

NAME AND ADDRESS: BIG SPRINGS CREEK RANCH LLC
PO BOX 3116
BOZEMAN MT 59772

SOURCE: PATTERSON CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 04/03/1899

POINT OF
DIVERSION:

T14N R21E S1 NWNE Lot 2 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	2.000 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T15N R21E S26 NESW	1.80 T15N R21E S26 NWSW	33.00
	T15N R21E S26 SWSW	24.00 T15N R21E S26 SESW	24.00
	T15N R21E S35 NENW	16.00	
	98.8 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

Source is also known as Spring Creek.

07/11/2008

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

RIGHT NUMBER: 73-60

NAME AND ADDRESS: BIG SPRINGS CREEK RANCH LLC
PO BOX 3116
BOZEMAN MT 59772

SOURCE: FALLS CREEK

TRIBUTARY: PATTERSON CREEK

QUANTITY: 6.000 CFS

Right Nos. 73-44 and 73-60 are limited to a total combined diversion rate of 6.0 cfs.

This right may only be exercised to make up for any deficiency there may be in the waters of Patterson Creek (Spring Creek) and only when there is less than 6.0 cfs of water in Patterson Creek (Spring Creek) to supply the place of use described below.

PRIORITY DATE: 03/24/1899

POINT OF
DIVERSION:

T14N R23E S6 NENENE Lot 6 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	6.000 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T15N R21E S25 SESE 20.00	T15N R21E S36 NENE	13.00
	T15N R22E S30 Lot 4 SWSW 38.00	T15N R22E S31 Lot 1 NWNW	38.00

109 ACRES TOTAL

Right Nos. 73-44 and 73-60 are limited to the irrigation of a combined total of 109 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

07/11/2008

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

RIGHT NUMBER: 73-65

NAME AND ADDRESS: BIG SPRINGS CREEK RANCH LLC
PO BOX 3116
BOZEMAN MT 59772

SOURCE: MORSE CREEK

TRIBUTARY: SINKS

QUANTITY: 0.600 CFS

PRIORITY DATE: 05/21/1898

POINT OF
DIVERSION:

T15N R22E S26 NWNE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.600 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T15N R22E S31	NENW 22.00	T15N R22E S31 SENW 6.20

28.2 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

07/11/2008

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

RIGHT NUMBER: 73-101

NAME AND ADDRESS: BIG SPRINGS CREEK RANCH LLC
PO BOX 3116
BOZEMAN MT 59772

SOURCE: PATTERSON CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 2.400 CFS

PRIORITY DATE: 06/27/1900

POINT OF
DIVERSION:

T15N R21E S1 NWNE Lot 2 Within LEMHI 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
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T15N R21E S35 NENE 4.00	T15N R21E S35 NWNE	14.00
	T15N R21E S35 SWNE 37.00	T15N R21E S35 SENE	30.00
	T15N R21E S35 NENW 15.00	T15N R21E S35 NESE	18.00

118 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

Source is also known as Spring Creek.

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

07/11/2008

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

RIGHT NUMBER: 73-102

NAME AND ADDRESS: BIG SPRINGS CREEK RANCH LLC
PO BOX 3116
BOZEMAN MT 59772

SOURCE: PATTERSON CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 1.600 CFS

PRIORITY DATE: 02/20/1901

POINT OF
DIVERSION:

T14N R21E S1 NWNE Lot 2 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	1.600 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T15N R21E S35 NESE	18.00	T15N R21E S36 SWNW 2.00
	T15N R21E S36 NWSW	21.00	T15N R21E S36 SWSW 31.00
	T15N R21E S36 SESW	8.00	
	80 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

Source is also known as Spring Creek.

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

07/11/2008

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

RIGHT NUMBER: 73-255

NAME AND ADDRESS: BIG SPRINGS CREEK RANCH LLC
PO BOX 3116
BOZEMAN MT 59772

SOURCE: MAYRICK CREEK

TRIBUTARY: PATTERSON CREEK

QUANTITY: 2.000 CFS

PRIORITY DATE: 05/30/1899

POINT OF
DIVERSION:

T15N R21E S25 SWSW Within LEMHI County

T15N R21E S25 SESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.000 CFS
<u>PLACE OF USE: IRRIGATION in LEMHI County</u>		
T15N R21E S25 SWSW	40.00	T15N R21E S25 SESW 35.00
T15N R21E S26 NWSE	12.00	T15N R21E S26 SWSE 5.00
T15N R21E S26 SESE	38.00	

130 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

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