

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED
2008 JUL 24 AM 10 43

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JUL 25 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

Case No. 39576

Water Rights: 63-2904A

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☒ Address change

☐ Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

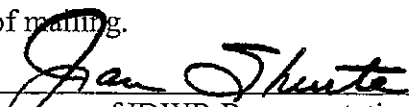
☐ Other

☐ IC § 42-219 license

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 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: July 23, 2008


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 23, 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	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

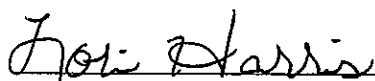
United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Willa G. Withington	☐ overnight mail
Lowell Withington	☒ regular mail
11925 Darlene Ln.	☐ hand-delivered
Moorpark CA 93201-1022	☐ facsimile

Riverside Irrigation Dist.	☐ overnight mail
Albert Barker	☒ regular mail
PO Box 2139	☐ hand-delivered
Boise ID 83701-2139	☐ facsimile

James Hitch	
2030 Brumbach Rd.	☒ regular mail
Adrian OR 97901	


Signature of person mailing this document

DISTRICT COURT - SROA
IDAHO, DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW
FILED

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RIGHT NUMBER: 63-2904A

2008 JUL 24 AM 10 43

JUL 25 2008

NAME AND ADDRESS: WILLA G WITHINGTON
LOWELL WITHINGTON
11925 DARLENE LN
MOORPARK CA 93201-1022

DEPARTMENT OF
WATER RESOURCES

368 CORNETT AVE
MOORPARK CA 93201

SOURCE: SCOTT DRAIN

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.700 CFS

PRIORITY DATE: 07/14/1952

POINT OF DIVERSION:

T05N R06W S14 NWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.700 CFS

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 CANYON County

T05N R06W S14 NESE 34.00 T05N R06W S14 NWSE 1.00

35 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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall accomplish the change authorized by transfer 3829 within one year of the date of this approval.

Failure of the right holder to comply with the conditions of transfer 3829 is cause for the Director to rescind approval of the transfer.