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JUL 30 2008

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2008 JUL 29 PM 12 10

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: 22-7241

(Split into 22-13861 & 22-13862)

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party SCHIESS BROTHERS/SCHIESS-SCHIESS REVOCABLE TRUST
- ☐ 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 24, 2008

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 28, 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:

Schiess Brothers Ervin Schiess
c/o Lyle Schiess 498 W 675 S
498 W 675 S Victor ID 83455
Victor ID 83455

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

The Schiess Revocable Trust
4145 E Ririe Hwy
Idaho Falls ID 83401

4. One copy to:

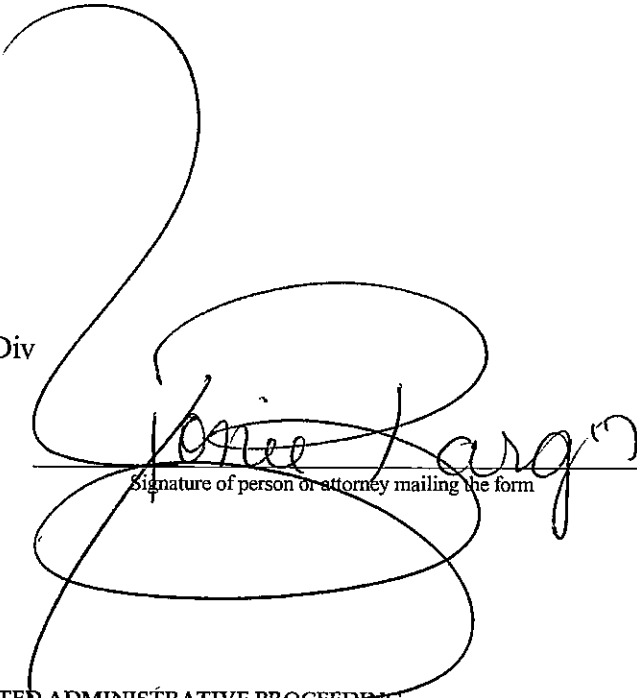
Each party in the subcase, or attorney of record

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


Signature of person or attorney mailing the form

06/9/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

W.R. NUMBER

22-7241

CLAIM DISPOSITION REASON

Disallowed

Split into: 22-13861 and 22-13862

07/09/2008

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

RIGHT NUMBER: 22-13862

NAME AND ADDRESS: THE SCHIESS REVOCABLE TRUST
4145 E RIRIE HWY
IDAHO FALLS ID 83401

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.095 CFS
165.00 AFY

PRIORITY DATE: 05/16/1977

POINT OF
DIVERSION:

T04N R45E S31 SWNSW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

1.095 CFS
165.00 AFY

PLACE OF USE: IRRIGATION in TETON County

T04N R45E S31 Lot 4 SWSW 21.00 T04N R45E S31 SESW 34.00

55 ACRES TOTAL

Right Nos. 22-13860 and 22-13862 are limited to the irrigation of a combined total of 55 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 - License

This right is a split from former right 22-7241 .

07/09/2008

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

RIGHT NUMBER: 22-13861

NAME AND ADDRESS: SCHIESS BROTHERS
C/O LYLE SCHIESS
498 W 675 S
VICTOR ID 83455

ERVIN SCHIESS
498 W 675 S
VICTOR ID 83455

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.095 CFS
165.00 AFY

PRIORITY DATE: 05/16/1977

POINT OF
DIVERSION:

T04N R45E S31 SWNWSW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	1.095 CFS 165.00 AFY

PLACE OF USE: IRRIGATION in TETON County

T04N R45E S31 Lot 2 SWNW	24.00	T04N R45E S31 Lot 3 NWSW	31.00
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55 ACRES TOTAL

Right Nos. 22-13859 and 22-13861 are limited to the irrigation of a combined total of 55 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 - License

This right is a split from former right 22-7241 .