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DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
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JUL 30 2008  
DEPARTMENT OF  
WATER RESOURCES

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: 75-4138A

(Split into 75-14468, 75-14469, 75-14470, 75-  
14471, 75-14472 & 75-14474)

Case No. 39576

)

)

NOTICE OF COMPLETED  
ADMINISTRATIVE  
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party HOLDEN-CUMMINGS
- ☐ I.C. § 42-222 transfer

- |                                               |                                              |
|-----------------------------------------------|----------------------------------------------|
| <input type="checkbox"/> point of diversion   | <input type="checkbox"/> place of use        |
| <input type="checkbox"/> period of use        | <input type="checkbox"/> nature of use       |
| <input type="checkbox"/> split of water right | <input type="checkbox"/> 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:  
Cheryl Blackburn Holden  
2362 HWY 93 N  
North Fork ID 83466

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:  
Michael Cummings  
PO Box 132  
North Fork ID 83466

4. One copy to:

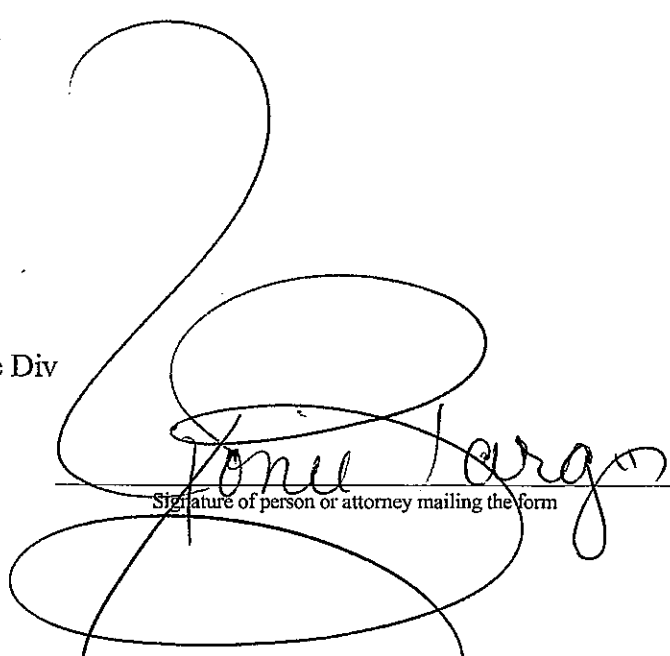
Each party in the subcase, or attorney of record  
Paul Withers  
1301 main St Ste 6  
Salmon ID 83467

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

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| <u>W.R. NUMBER</u> | <u>CLAIM DISPOSITION</u> <u>REASON</u>             |
|--------------------|----------------------------------------------------|
| 75-4138A           | Disallowed                                         |
| 75-14472, 75-14474 | Split into: 75-1448, 75-14469, 75-14470, 75-14471, |

06/13/2008

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

RIGHT NUMBER: 75-14468

NAME AND ADDRESS: JON CUMMINGS  
PO BOX 202  
NORTH FORK ID 83466  
  
NANCY CUMMINGS  
PO BOX 202  
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.330 CFS

PRIORITY DATE: 04/01/1908

POINT OF  
DIVERSION:  
  
T25N R21E S28 SWNW Within LEMHI County  
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

|               | <u>PURPOSE OF USE</u>             | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|---------------|-----------------------------------|----------------------|-----------------|
|               | IRRIGATION                        | 04/01 11/01          | 0.330 CFS       |
| PLACE OF USE: | <u>IRRIGATION in LEMHI County</u> |                      |                 |
|               | T25N R21E S33 NESW 2.60           | T25N R21E S33 NWSW   | 8.20            |
|               | T25N R21E S33 SWSW 4.00           | T25N R21E S33 SESW   | 1.60            |

16.4 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

This right is a split from former right 75-4138A.

06/13/2008

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

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RIGHT NUMBER: 75-14469

NAME AND ADDRESS: SHERRI S AUEN  
22 AVENIDA ANDRA  
PALM DESERT CA 92260

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.280 CFS

PRIORITY DATE: 04/01/1908

POINT OF  
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County  
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 11/01          | 0.280 CFS       |

PLACE OF USE: IRRIGATION in LEMHI County

|               |      |       |               |      |      |
|---------------|------|-------|---------------|------|------|
| T25N R21E S33 | SWSW | 10.00 | T25N R21E S33 | SESW | 4.50 |
|---------------|------|-------|---------------|------|------|

14.5 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 - Beneficial Use

This right is a split from former right 75-4138A.

06/13/2008

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

RIGHT NUMBER: 75-14470

NAME AND ADDRESS: SHIRLEY A WALKER  
20 CHERRY HILL LN  
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.260 CFS

PRIORITY DATE: 04/01/1908

POINT OF  
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County

T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

|               | <u>PURPOSE OF USE</u>             | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|---------------|-----------------------------------|----------------------|-----------------|
|               | IRRIGATION                        | 04/01 11/01          | 0.260 CFS       |
| PLACE OF USE: | <u>IRRIGATION in LEMHI County</u> |                      |                 |
|               | T25N R21E S33 SWSW 10.00          | T25N R21E S33 SESW   | 3.60            |
|               | 13.6 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

This right is a split from former right 75-4138A.

06/13/2008

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

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RIGHT NUMBER: 75-14471

NAME AND ADDRESS: DARCI A MEYERS  
PO BOX 1571  
SALMON ID 83467

MELVIN J MEYERS  
PO BOX 1571  
SALMON ID 83467

CHARLES M MEYERS  
PO BOX 1571  
SALMON ID 83467

SOURCE: NORTH FORK SALMON RIVER                      TRIBUTARY: SALMON RIVER

QUANTITY: 0.270 CFS

PRIORITY DATE: 04/01/1908

POINT OF  
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County  
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 11/01          | 0.270 CFS       |

PLACE OF USE: IRRIGATION in LEMHI County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T25N R21E S33 | SWSW | 9.80 | T25N R21E S33 | SESW | 4.20 |
|---------------|------|------|---------------|------|------|

14 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

This right is a split from former right 75-4138A.

06/13/2008

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

RIGHT NUMBER: 75-14472

NAME AND ADDRESS: MICHAEL CUMMINGS  
PO BOX 132  
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.240 CFS

PRIORITY DATE: 04/01/1908

POINT OF  
DIVERSION:  
T25N R21E S28 SWNW Within LEMHI County  
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

|               | <u>PURPOSE OF USE</u>             | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|---------------|-----------------------------------|----------------------|-----------------|
|               | IRRIGATION                        | 04/01 11/01          | 0.240 CFS       |
| PLACE OF USE: | <u>IRRIGATION in LEMHI County</u> |                      |                 |
|               | T24N R21E S04 NENW 4.50           | T24N R21E S04 NWNW   | 7.50            |
|               | T25N R21E S33 SWSW 0.50           | T25N R21E S33 SESW   | 0.30            |

12.8 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 - Beneficial Use

This right is a split from former right 75-4138A.

SPLIT RIGHT: SEE RIGHT NOS. 75-14524 and 75-14525.

06/13/2008

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

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RIGHT NUMBER: 75-14474

NAME AND ADDRESS: CHERYL BLACKBURN HOLDEN  
2362 HWY 93 N  
PO BOX 96  
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 04/01/1908

POINT OF  
DIVERSION:

T25N R21E S28 SWNW Within LEMHI County  
T25N R21E S33 SWNW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 11/01          | 0.140 CFS       |

PLACE OF USE: IRRIGATION in LEMHI County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T25N R21E S33 | NESW | 1.30 | T25N R21E S33 | NWSW | 3.40 |
|---------------|------|------|---------------|------|------|

4.7 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

This right is a split from former right 75-4138A.