

08/08/2008

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

RIGHT NUMBER: 47-7615

NAME AND ADDRESS: VISSER HOLSTEINS
450 E 3950 N
BUHL ID 83316

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.880 CFS
1,212.00 AFY

Right Nos. 47-07615 and 47-07618 when combined with Right Nos.
47-02316B, 47-02316C, 47-02407, 47-02417, 47-07565, 47-07569 and
47-07642 shall not exceed 24.71 cfs.

Right Nos. 47-07615 and 47-07618 when combined shall not exceed a total
diversion rate of 4.88 cfs, nor a total annual diversion volume of 2071.4 af.

PRIORITY DATE: 09/24/1980

POINT OF
DIVERSION:

T10S R13E S20 NESENE Rediversion Within TWIN FALLS County
T10S R13E S20 SESENE Injection Within TWIN FALLS County
T10S R13E S20 SESENE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	4.880 CFS 1,212.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER
15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE
USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE
EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION in TWIN FALLS County

T09S R13E S32	NESE	40.00	T09S R13E S32	NWSE	40.00
T09S R13E S32	SWSE	40.00	T09S R13E S32	SESE	40.00
T10S R13E S04	NENE	38.70	T10S R13E S04	NWNE	38.80
T10S R13E S04	SWNE	40.00	T10S R13E S04	SENE	40.00
T10S R13E S04	NENW	38.80	T10S R13E S04	NWNW	38.80
T10S R13E S04	SWNW	40.00	T10S R13E S04	SENW	40.00
T10S R13E S04	NESW	40.00	T10S R13E S04	NWSW	40.00
T10S R13E S04	SWSW	40.00	T10S R13E S04	SESW	40.00
T10S R13E S04	NESE	40.00	T10S R13E S04	NWSE	40.00
T10S R13E S04	SWSE	40.00	T10S R13E S05	NENE	38.90
T10S R13E S05	NWNE	39.10	T10S R13E S05	SWNE	40.00
T10S R13E S05	SENE	40.00	T10S R13E S05	NENW	39.40

T10S R13E S05	SENW	40.00	T10S R13E S05	NESW	40.00
T10S R13E S05	SESW	40.00	T10S R13E S05	NESE	40.00
T10S R13E S05	NWSE	40.00	T10S R13E S05	SWSE	40.00
T10S R13E S05	SESE	40.00			

1232.5 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1232.5 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 47-2316A, 47-2353, 47-4099, 47-7615, 47-7618, 47-7252.

This right is limited to the irrigation of 303 acres within the place of use described above 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

The right holder shall accomplish the change authorized by transfers 4947 & 4946 within one (1) year of the date of the approval.

Failure of the right holder to comply with the conditions of transfers 4947 & 4946 is cause for the Director to rescind approval of the transfers.

Use of water under this water right will be regulated by the watermaster of State Water District No. 47G.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from the point of diversion, injection and rediversion that is acceptable to the watermaster and will provide suitable control of the diversions. Diversion is not authorized at any time accurate measurements are not available to the watermaster.

Water under this right is injected into and rediverted from Salmon Falls Creek.

Flow from the well is authorized only when the rediversion pumps from Salmon Falls Creek are operating. Rediversion from Salmon Falls Creek under Right Nos. 47-07615 and 47-07618 shall never exceed the rate at which water is diverted from the well and injected into Salmon Falls.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands described.

Approval of transfers 4946 & 4947 does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

COPY

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SEP 15 2008

DEPARTMENT OF
WATER RESOURCES

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

2008 SEP 11 PM 11 35

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

) Subcase No. 47-2316A, 47-2353,
) 47-2374, 47-2376, 47-2377, 47-2379,
) 47-2419, 47-4015, 47-4099, 47-4174,
) 47-4205, 47-7040, 47-7252, 47-7565,
) 47-7569, 47-7615, 47-7618, 47-12971,
) 51-13010

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDING

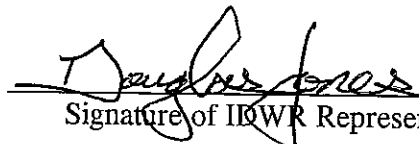
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

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: 9/10/08


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 9/11, 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
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. Copies to:

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

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

Visser Holsteins
450 E 3950 N
Buhl ID 83316

Driscoll Brothers Partnership
2250 S 3200 W
Aberdeen ID 83210



Signature of person or attorney mailing the form