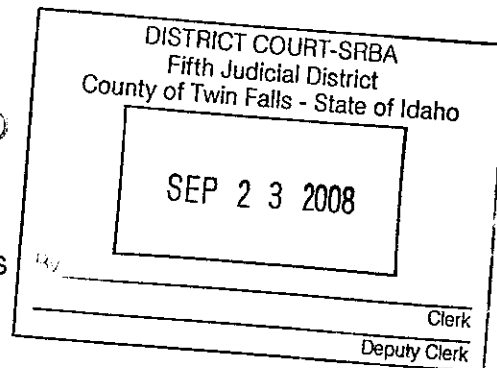


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SEP 24 2008

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     | ) | Water Right: 78-4282 (Split)         |
|                | ) | into 78-4282A, 78-4282B and 78-4282C |
| Case No. 39576 | ) |                                      |
|                | ) | NOTICE OF COMPLETED                  |
|                | ) | ADMINISTRATIVE                       |
|                | ) | PROCEEDING                           |

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party
  - ☒ Split of water right
  - ☒ Change in ownership
- ☐ IC § 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 right 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: 9-19-08

A handwritten signature in cursive script, likely reading 'Carter F. ...', written over a horizontal line.

Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on September 22, 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  
P.O. Box 2707  
Twin Falls, ID 83303-2707

### 2. Copies to:

Clive Strong  
Off ice of the Attorney General  
P.O. Box 44449  
Boise, ID 83711-4449

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

### 3. Copies to all parties to the subcase:

M Resorts, Ltd.  
1101 Warren Wagon Rd.  
P.O. Box 1006  
MC CALL ID 83638

McNeal Family Partnership  
P.O. Box 2016  
Boise, ID 83701

Judith R. Beck  
26195 Moonglow Dr.  
Middleton, ID 83644

Charles Honsinger  
Ringert, Clark Ctd.  
P.O. Box 2773  
Boise, ID 83701

  
Signature of person mailing this document

09/19/2008

IDAHO DEPARTMENT OF WATER RESOURCES  
CLAIMS / RIGHTS NOT RECOMMENDED

---

| <u>W.R. NUMBER</u> | <u>NAME AND ADDRESS</u>                                        | <u>CLAIM DISPOSITION</u> | <u>REASON</u>                                                   |
|--------------------|----------------------------------------------------------------|--------------------------|-----------------------------------------------------------------|
| 78-4282            | MC NEAL FAMILY<br>PARTNERSHIP<br>PO BOX 2016<br>BOISE ID 83701 | Disallowed               | Recommended as Right Nos.<br>78-4282A, 78-4282B and<br>78-4282C |

09/19/2008

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

---

RIGHT NUMBER: 78-4282

SPLIT RIGHT: SEE RIGHT NOS. 78-4282A, 78-4282B and 78-4282C

09/19/2008

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

RIGHT NUMBER: 78-4282A

NAME AND ADDRESS: M RESORTS LTD  
1101 WARREN WAGON RD  
PO BOX 1006  
MC CALL ID 83638

SOURCE: LEWIS CREEK

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.150 CFS

Right Nos. 78-2019A and 78-4282A are limited to a total combined diversion rate of 0.32 cfs.

PRIORITY DATE: 04/01/1927

POINT OF DIVERSION:

T19N R01E S12 SWNW Within ADAMS County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 10/31          | 0.150 CFS       |

PLACE OF USE: IRRIGATION in ADAMS County

T19N R01E S12 NWNW 7.60

7.6 ACRES TOTAL

Right Nos. 78-2019A and 78-4282A are limited to the irrigation of a combined total of 13.2 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 - Beneficial Use

This right is split from former right 78-4282.

Source is also known as Lewis Creek.

09/19/2008

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

RIGHT NUMBER: 78-4282B

NAME AND ADDRESS: JUDITH R BECK  
26195 MOONGLOW DR  
MIDDLETON ID 83644

SOURCE: LEWIS CREEK

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.110 CFS

Right Nos. 78-2019B and 78-4282B are limited to a total combined diversion rate of 0.31 cfs.

PRIORITY DATE: 04/01/1927

POINT OF DIVERSION:

T19N R01E S12 SWNW Within ADAMS County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 4/1 10/31            | 0.110 CFS       |

PLACE OF USE: IRRIGATION in ADAMS County

T19N R01E S12 NWNW 5.50

5.5 ACRES TOTAL

Right Nos. 78-2019B and 78-4282B are limited to the irrigation of a combined total of 12.8 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 - Beneficial Use

Source is also known as Lewis Creek.

This right is split from former right 78-4282.

09/19/2008

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

RIGHT NUMBER: 78-4282C

NAME AND ADDRESS: MC NEAL FAMILY PARTNERSHIP  
PO BOX 2016  
BOISE ID 83701

SOURCE: UNNAMED STREAM TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.240 CFS

Right Nos. 78-2019C and 78-4282C are limited to a total combined diversion rate of 1.47 cfs.

PRIORITY DATE: 04/01/1927

POINT OF DIVERSION:

T19N R01E S12 SWNW Within ADAMS County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/01 10/31          | 0.240 CFS       |

PLACE OF USE: IRRIGATION in ADAMS County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T19N R01E S12 | NWNW | 8.80 | T19N R01E S12 | SWNW | 3.10 |
|---------------|------|------|---------------|------|------|

11.9 ACRES TOTAL

Right Nos. 78-2019C and 78-4282C are limited to the irrigation of a combined total of 65 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 - Beneficial Use

Source is also known as Lewis Creek.

This right is split from former right 78-4282.