

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: 22-164

Case No. 39576

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)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☒ Address change

☐ Substitution of Party

☒ I.C. § 42-222 transfer 73946

☒ 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: Nov 6, 2008

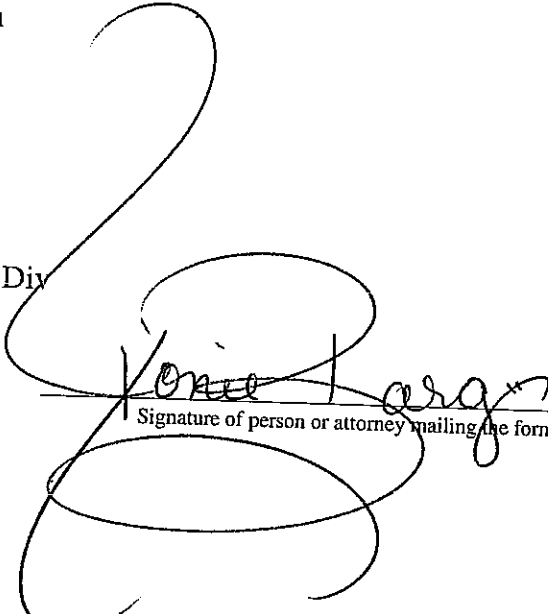


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on November 7, 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:
Crystal Springs Land & Cattle Co Inc
339 E 600 S #1306
Salt Lake City UT 84111
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
Crystal Springs Land & Cattle Co Inc
C/O Holden Kidwell Hahn Crapo LLC
PO Box 50130
Idaho Falls ID 83405
4. One copy to:
Each party in the subcase, or attorney of record
Holden Kidwell Hahn Crapo LLC
PO Box 50130
Idaho Falls ID 83405
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

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

RIGHT NUMBER: 22-164

NAME AND ADDRESS: CRYSTAL SPRINGS LAND & CATTLE CO INC
339 E 600 S #1306
SALT LAKE CITY UT 84111

SOURCE: SPRINGS
UNNAMED STREAM

TRIBUTARY: TETON RIVER
TRIBUTARY: TETON CREEK

QUANTITY: 1.400 CFS

The 10 ponds established by the storage of water under this right shall not exceed a total capacity of 17.1 acre feet or a total surface area of 3.1 acres.

This right authorizes the diversion of an annual total of 24.1 af to be used for a portion of the initial filling of the 10 ponds and for the replacement of losses caused by seepage and evaporation from the ponds.

PRIORITY DATE: 06/01/1899

POINT OF
DIVERSION:

T04N R45E S2 NENWNW Lot 4 Within TETON County
T04N R45E S2 NENWNW Lot 4 Within TETON County
T04N R45E S3 NWNENE Lot 1 Within TETON County
T05N R45E S35 SESWSW Within TETON County
T05N R45E S35 SESWSW Within TETON County
T05N R45E S35 SESWSW Within TETON County
T05N R45E S35 SWSWSW Within TETON County
T05N R45E S35 SWSWSW Within TETON County
T05N R45E S35 SESESW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.270 CFS
DIVERSION TO STORAGE	04/15 10/31	0.130 CFS
WILDLIFE STORAGE	01/01 12/31	24.10 AFY
RECREATION STORAGE	01/01 12/31	24.10 AFY

PLACE OF USE: IRRIGATION in TETON County

T04N R45E S02 Lot 4 NWNW	35.90	T04N R45E S03 Lot 1 NENE	19.00
T05N R45E S35 SWSW	33.20	T05N R45E S35 SESW	21.90

WILDLIFE STORAGE in TETON County

T04N R45E S02 Lot 4 NWNW	T04N R45E S03 Lot 1 NENE
T05N R45E S35 SWSW	T05N R45E S35 SESW

RECREATION STORAGE in TETON County

T04N R45E S02 Lot 4 NWNW	T04N R45E S03 Lot 1 NENE
T05N R45E S35 SWSW	T05N R45E S35 SESW

110 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The approved transfer 73946 redefines all of the elements of this water right, and the new use of water authorized by approved transfer 73946 shall constitute the full extent of the 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 - Decreed

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.

The diversion and use of water described in transfer 73946 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

The right holder shall accomplish the change authorized by approved transfer 73946 by 8-27-09.

Failure of the right holder to comply with the conditions of approved transfer 73946 is cause for the Director to rescind approval of the transfer 73946.