

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

2008 DEC 11 AM 10 33

COPY
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DEC 15 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)

Case No. 39576)
_____))

Water Rights: 63-7885F, 63-7887

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ IC § 42-219 license

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 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: December 10, 2008



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on December 10, 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	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Antonio B. Silva	☐ overnight mail
Maria C. Silva	☒ regular mail
17497 Hollow Rd.	☐ hand-delivered
Caldwell ID 83607	☐ facsimile

Frank Moser	☐ overnight mail
25076 Geri Ln.	☒ regular mail
Caldwell ID 83607	☐ hand-delivered
	☐ facsimile



Signature of person mailing this document

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DISTRICT COURT - SRBA
IDAHO DEPARTMENT OF WATER RESOURCES CO., IDAHO
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

2008 DEC 11 AM 10 33

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DEPARTMENT OF
WATER RESOURCES

RIGHT NUMBER: 63-7885F
NAME AND ADDRESS: MARIA C SILVA
17497 HOLLOW RD
CALDWELL ID 83607
ANTONIO B SILVA
17497 HOLLOW RD
CALDWELL ID 83607
FRANK MOSER
25076 GERI LN
CALDWELL ID 83607

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 2.090 CFS
576.000 AFY
PRIORITY DATE: 10/16/1973
POINT OF DIVERSION:

T06N R04W S35 SESE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	2.090 CFS 576.00 AFY
The use of water for irrigation under this right may begin as early as March 1 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 November 1 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 PAYETTE County

T06N R04W S35	NESW	3.00	T06N R04W S35	SESW	10.00
T06N R04W S35	NESE	18.00	T06N R04W S35	NWSE	37.00
T06N R04W S35	SWSE	40.00	T06N R04W S35	SESE	20.00

128 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 - License
This right is a split from former right 63-7885C.

COPY

DISTRICT COURT-ORBA
TWIN FALLS CO., IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7887

2008 DEC 11 AM 10 33

NAME AND ADDRESS: ANTONIO B SILVA
17497 HOLLOW RD
CALDWELL ID 83607

MARIA C SILVA
17497 HOLLOW RD
CALDWELL ID 83607

FRANK MOSER
25076 GERRI LN
CALDWELL ID 83607

RECEIVED
DEC 15 2008
DEPARTMENT OF
WATER RESOURCES

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.190 CFS
67.500 AFY

PRIORITY DATE: 10/16/1973

POINT OF DIVERSION:

T06N R04W S35 SESE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.190 CFS
67.50 AFY

The use of water for irrigation under this right may begin as early as March 1 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 November 1 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 PAYETTE County

T06N R04W S35	NESW	10.00	T06N R04W S35	NESE	2.00
T06N R04W S35	NWSE	3.00			

15 ACRES TOTAL

Right Nos. 63-7885F and 63-7887 are limited to the irrigation of a combined total of 128 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

THE RIGHT HOLDER SHALL EITHER INSTALL A MEASURING DEVICE OR PROVIDE A CERTIFIED MEASUREMENT BY A PROFESSIONAL ENGINEER OR INSTALL AN ACCESS PORT OR OTHER DEVICE AS SPECIFIED BY THE DEPARTMENT.