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Department of Water Resources
Adjudication Bureau

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

2008 DEC 12 AM 10 25

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: 78-4282C (Split)
) into 78-12358 and 78-12359
)

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

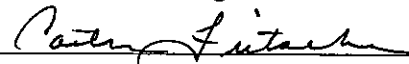
☐ Split of water right

☐ 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: 12-10-08



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 12/11, 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
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:

McNeal Family Partnership
c/o Charles Honsinger
P.O. Box 2773
Boise, ID 83701

Edmond F. Weglarz, Jr.
7780 Cambridge Manor Pl., Ste. D
Ft. Myers, FL 33907



Signature of person mailing this document

12/9/2008

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>
78-4282C	MC NEAL FAMILY PARTNERSHIP PO BOX 2016 BOISE ID 83701	Disallowed	Recommended as Right Nos. 78-12358 and 78-12359

12/09/2008

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

RIGHT NUMBER: 78-4282C

SPLIT RIGHT: SEE RIGHT NOS. 78-12358 and 78-12359

12/09/2008

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

RIGHT NUMBER: 78-12358

NAME AND ADDRESS: EDMOND F WEGLARZ JR
7780 CAMBRIDGE MANOR PL STE D
FT MYERS FL 33907

SOURCE: UNNAMED STREAM

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.120 CFS

Right Nos. 78-12354 and 78-12358 are limited to a total combined diversion rate of 0.48 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	0.120 CFS
PLACE OF USE:	<u>IRRIGATION in ADAMS County</u>		
	T19N R01E S12 NWNW 5.70	T19N R01E S12 SWNW	0.20
	5.9 ACRES TOTAL		

Right Nos. 78-12354 and 78-12358 are limited to the irrigation of a combined total of 19.8 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 a split from former right 78-4282C, which is a split of former right 78-4282.

12/09/2008

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

RIGHT NUMBER: 78-12359

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

SOURCE: UNNAMED STREAM

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 0.120 CFS

Right Nos. 78-12357 and 78-12359 are limited to a total combined diversion rate of 0.42 cfs.

PRIORITY DATE: 04/01/1927

POINT OF
DIVERSION:

T19N R01E S12 SWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.120 CFS

PLACE OF USE:

IRRIGATION in ADAMS County

T19N R01E S12

NWNW

3.10

T19N R01E S12

SWNW

2.90

6 ACRES TOTAL

Right Nos. 78-12357 and 78-12359 are limited to the irrigation of a combined total of 21.8 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 a split from former right 78-4282C, which is a split of former right 78-4282.