

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: 22-180B, 22-230B
& 22-13511

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

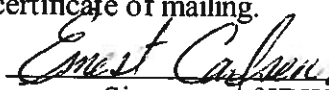
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party Kunz - Kunz
- ☐ I.C. § 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 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: Dec 28, 2008



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on December 29, 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:

Duane Kunz

Jean Kunz

Craig Kunz

466 W 575 S

466 W 575 S

480 W 575 S

Victor ID 83455

Victor ID 83455

Victor ID 83455

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

Duane and Jean Kunz Family Trust

c/o Craig Kunz

480 W 575 S

Victor ID 83455

4. One copy to:

Each party in the subcase, or attorney of record

5. One copy each to:

Chief Natural Resources Division

Office of the Attorney General

PO Box 44449

Boise ID 83711-4449

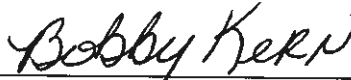
6. One Copy to:

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

12/18/2008

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

RIGHT NUMBER: 22-180B

NAME AND ADDRESS: DUANE & JEAN KUNZ FAMILY TRUST
C/O CRAIG KUNZ
480 W 575 S
VICTOR ID 83455

SOURCE: UNNAMED STREAM

TRIBUTARY: TRAIL CREEK

QUANTITY: 2.000 CFS

PRIORITY DATE: 06/01/1889

POINT OF
DIVERSION:

T04N R45E S32 SENE 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	2.000 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T04N R45E S29 SESW 11.00	T04N R45E S29 SWSE	40.00
	T04N R45E S32 NWNE 38.00	T04N R45E S32 SWNE	9.50
	98.5 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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

12/18/2008

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

RIGHT NUMBER: 22-230B

NAME AND ADDRESS: DUANE & JEAN KUNZ FAMILY TRUST
C/O CRAIG KUNZ
480 W 575 S
VICTOR ID 83455

SOURCE: BOQUET CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 1.540 CFS

PRIORITY DATE: 06/01/1890

POINT OF
DIVERSION:

T04N R45E S29 NWSESW Rediversion Within TETON County
T04N R45E S31 NWNE Within TETON County
T04N R45E S32 SWNENW Injection 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	1.540 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T04N R45E S30 NESW 33.00	T04N R45E S30 Lot 3 NWSW	7.00
	T04N R45E S30 SESE 37.00		

77 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 - Decreed

12/18/2008

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

RIGHT NUMBER: 22-13511

NAME AND ADDRESS: DUANE & JEAN KUNZ FAMILY TRUST
C/O CRAIG KUNZ
480 W 575 S
VICTOR ID 83455

SOURCE: TETON RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 1.600 CFS

PRIORITY DATE: 06/01/1904

POINT OF
DIVERSION:

T04N R45E S29 NWSESW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/01 12/01

1.600 CFS

PLACE OF USE: IRRIGATION in TETON County

T04N R45E S30

NESW

33.00

T04N R45E S30 Lot 3 NWSW

7.80

40.8 ACRES TOTAL

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

Change in use; insufficient evidence of date of change.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Change in use, insufficient evidence of date of change: This is included for a claim that is proposed to be disallowed because use of the water right was changed without prior IDWR approval and the claimant did not submit sufficient evidence from which the date of the change could be determined. The date of change is necessary to determine if the right may be claimed as changed without prior IDWR approval, and if the change will result in injury to other water right holders.