

COPY

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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

FEB - 4 2009

By _____

Clerk

Deputy Clerk

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: 2-2159, 2-2354, 2-7184

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
☒ Substitution of Party
☐ IC § 42-222

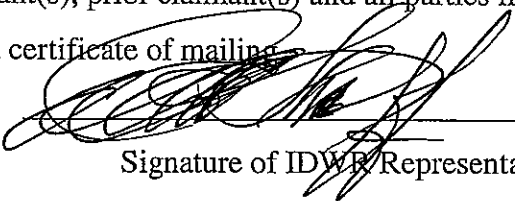
- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |

☐ Other:

IDWR certifies that it has completed its investigation into the changes to the elements of the water right(s) 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 right(s) 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: Feb 2, 2009


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/3, 2009, 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
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 W. Fort St. MSC 033
Boise, ID 83724

3. Copies to all parties to the subcase:

LCSC Enterprises, LLC
422 E. Colinas Blvd., Ste. 290
Irving, TX 75039

Cowley Companies, Inc.
Cowley Revocable Living Trust
SMT Investors Limited Partnership
AN and DC Irrevocable Trust
625 S. 5th St., Ste. E-2
Phoenix, AZ 85004



Signature of person mailing this document

01/27/2009

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

RIGHT NUMBER: 2-2159

NAME AND ADDRESS: LCSC ENTERPRISES LLC
433 E LAS COLINAS BLVD STE 1290
IRVING TX 75039

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 12.000 CFS
3,150.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 2-2354 IS LIMITED TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 3150 AF.

PRIORITY DATE: 12/14/1960

POINT OF
DIVERSION:

T05S R06E S36 NESE Lot 1 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	12.000 CFS 3,150.00 AFY
PLACE OF USE:	<u>IRRIGATION in ELMORE County</u>		
	T05S R06E S25 NENE 38.00	T05S R06E S25 NENE	40.00
	T05S R06E S25 SWNE 40.00	T05S R06E S25 SENE	37.00
	T05S R06E S25 NENW 40.00	T05S R06E S25 NWNW	38.00
	T05S R06E S25 SWNW 40.00	T05S R06E S25 SENW	40.00
	T05S R06E S25 NESW 40.00	T05S R06E S25 NWSW	40.00
	T05S R06E S25 SWSW 40.00	T05S R06E S25 SESW	40.00
	T05S R06E S25 NESE 40.00	T05S R06E S25 NWSE	39.00
	T05S R06E S25 SWSE 39.00	T05S R06E S25 SESE	39.00

630 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 2-2354 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 630 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

01/27/2009

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

RIGHT NUMBER: 2-2354

NAME AND ADDRESS: LCSC ENTERPRISES LLC
433 E LAS COLINAS BLVD STE 1290
IRVING TX 75039

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.600 CFS
388.70 AFY

USE OF THIS RIGHT WITH RIGHT NO. 02-2159 IS LIMITED TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 3150 AF.

PRIORITY DATE: 07/10/1964

POINT OF
DIVERSION:

T05S R06E S36 NESE Lot 1 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	0.600 CFS 388.70 AFY
PLACE OF USE:	<u>IRRIGATION in ELMORE County</u>		
	T05S R06E S25 NENE 38.00	T05S R06E S25 NWNE	40.00
	T05S R06E S25 SWNE 40.00	T05S R06E S25 SENE	37.00
	T05S R06E S25 NENW 40.00	T05S R06E S25 NWNW	38.00
	T05S R06E S25 SWNW 40.00	T05S R06E S25 SENW	40.00
	T05S R06E S25 NESW 40.00	T05S R06E S25 NWSW	40.00
	T05S R06E S25 SWSW 40.00	T05S R06E S25 SESW	40.00
	T05S R06E S25 NESE 40.00	T05S R06E S25 NWSE	39.00
	T05S R06E S25 SWSE 39.00	T05S R06E S25 SESE	39.00

630 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 02-2159 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 630 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

01/27/2009

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

RIGHT NUMBER: 2-7184

NAME AND ADDRESS: LCSC ENTERPRISES LLC
433 E LAS COLINAS BLVD STE 1290
IRVING TX 75039

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 7.000 CFS
1,750.00 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 22.28 CFS. COMBINED RIGHT NOS.:
02-02159, 02-02354, 02-02398

PRIORITY DATE: 12/19/1974

POINT OF
DIVERSION:

T05S R06E S36 NESE Lot 1 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	7.000 CFS 1,750.00 AFY

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 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 ELMORE County

T05S R06E S26	SWSE	34.00	T05S R06E S36	NENE	24.00
T05S R06E S36	NWNE	36.00	T05S R06E S36	SWNE	33.00
T05S R06E S36	SENE	6.00	T05S R06E S36	NENW	39.00
T05S R06E S36	NWNW	39.00	T05S R06E S36	SWNW	40.00
T05S R06E S36	SENW	40.00	T05S R06E S36 Lot 2	SWSE	8.00
T05S R06E S36 Lot 3	SWSE	26.00	T05S R06E S36 Lot 4	SWSE	25.00

350 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

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