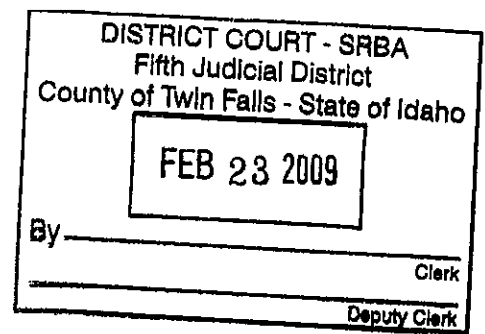


COPY



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

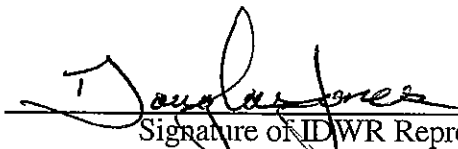
In Re SRBA	)	SUBCASE NO. 47-200, 47-201,
	)	47-11666, 47-11667, 47-17255,
Case No. 39576	)	47-17257
	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

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 *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: 2/20/09



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/23, 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:

Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Lowell Curtis
Julina Curtis
1930 E 2200 N
Twin Falls ID 83301



Signature of person or attorney mailing the form

02/18/2009

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

RIGHT NUMBER: 47-200

NAME AND ADDRESS: LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

JULINA L CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

SOURCE: COTTONWOOD CREEK
DEEP CREEK

TRIBUTARY: DEEP CREEK
TRIBUTARY: SINKS

QUANTITY: 23.500 CFS
135.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 07/27/1906

POINT OF
DIVERSION:

T13S R16E S18 SENWNW Lot 1 Within TWIN FALLS County
T13S R16E S18 SENWNW Lot 1 Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	23.500 CFS
IRRIGATION STORAGE	01/01 12/31	135.00 AFY
IRRIGATION FROM STORAGE	03/13 11/15	135.00 AFY

PLACE OF USE: IRRIGATION in TWIN FALLS County

T13S R15E S01	NESW	40.00	T13S R15E S01	NWSW	39.00
T13S R15E S01	SWSW	39.00	T13S R15E S01	SESW	18.00
T13S R15E S02	SESW	30.00	T13S R15E S02	NESE	40.00
T13S R15E S02	NWSE	40.00	T13S R15E S02	SWSE	39.00
T13S R15E S02	SESE	39.00	T13S R15E S11	NENE	32.00
T13S R15E S11	NWNE	21.00	T13S R15E S11	SENE	15.00
T13S R15E S11	NENW	16.00	T13S R15E S12	NENW	17.00
T13S R15E S12	NWNW	11.00	T13S R15E S12	SWNW	22.00
T13S R15E S12	SENW	14.00	T13S R15E S12	NWSW	30.00
T13S R15E S12	SWSW	18.00			

IRRIGATION STORAGE in TWIN FALLS County

T13S R16E S18	NENW	T13S R16E S18 Lot 1	NWNW
T13S R16E S18 Lot 2	SWNW	T13S R16E S18	SENW
T13S R16E S18	NESW	T13S R16E S18	SESW

IRRIGATION FROM STORAGE same as IRRIGATION

520 ACRES TOTAL

Rights 47-200 and 47-201 when combined shall not exceed a total irrigation of 520 acres.

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.

Water from Cottonwood Creek historically is tributary to Deep Creek. However, after construction of the Salmon River Canal Company system, water from Cottonwood Creek has entered a Salmon River Canal Company canal in the NWNWNW, S10, T14S, R16E. Cottonwood Creek water is conveyed through the canal and discharged into the Deep Creek channel in the SENESW, S34, T13S, R16E. Water from Cottonwood Creek and Deep Creek is diverted from the Deep Creek channel at Lower Deep Creek Dam, listed as the point of diversion for this right.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Water described by this right is stored in, and diverted from, Deep Creek Lower Reservoir.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

02/18/2009

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

RIGHT NUMBER: 47-201

NAME AND ADDRESS: LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

JULINA L CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

SOURCE: DEEP CREEK

TRIBUTARY: SINKS

QUANTITY: 25.000 CFS
1,500.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 08/09/1906

POINT OF
DIVERSION:

T13S R16E S18 SENWNW Lot 1 Within TWIN FALLS County
T13S R16E S19 NESE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	1,500.00 AFY
IRRIGATION	03/15 11/15	25.000 CFS
IRRIGATION FROM STORAGE	01/01 12/31	1,500.00 AFY

PLACE OF USE:

IRRIGATION in TWIN FALLS County

T13S R15E S01	NESW	40.00	T13S R15E S01	NWSW	39.00
T13S R15E S01	SWSW	39.00	T13S R15E S01	SESW	18.00
T13S R15E S02	SESW	30.00	T13S R15E S02	NESE	40.00
T13S R15E S02	NWSE	40.00	T13S R15E S02	SWSE	39.00
T13S R15E S02	SESE	39.00	T13S R15E S11	NENE	32.00
T13S R15E S11	NWNE	21.00	T13S R15E S11	SENE	15.00
T13S R15E S11	NENW	16.00	T13S R15E S12	NENW	17.00
T13S R15E S12	NWNW	11.00	T13S R15E S12	SWNW	22.00
T13S R15E S12	SENW	14.00	T13S R15E S12	NWSW	30.00
T13S R15E S12	SWSW	18.00			

IRRIGATION STORAGE in TWIN FALLS County

T13S R16E S19	NESE	T13S R16E S19	SESE
T13S R16E S20	NWSW	T13S R16E S20	SWSW
T13S R16E S20	SESW	T13S R16E S29	NWNE
T13S R16E S29	SWNE	T13S R16E S29	SENE
T13S R16E S29	NENW	T13S R16E S29	NWNW
T13S R16E S29	NESE		

IRRIGATION FROM STORAGE same as IRRIGATION

520 ACRES TOTAL

Rights 47-200 and 47-201 when combined shall not exceed a total irrigation of 520 acres:

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

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

Storage water described by this right is stored in Deep Creek Upper Reservoir and rediverted further downstream at Deep Creek Lower Reservoir. Direct flow water described by this right is diverted from Deep Creek Lower Reservoir.

The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

02/18/2009

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

RIGHT NUMBER: 47-11666

NAME AND ADDRESS: LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

JULINA L CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.270 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

USE OF THIS RIGHT WITH RIGHT NO. 47-11667 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .10 CFS FOR DOMESTIC USE A TOTAL COMBINED DIVERESION RATE OF .23 CFS FOR STOCKWATER USE, AND A TOTAL COMBINED DIVERSION VOLUME OF 13,000 GALLONS PER DAY.

PRIORITY DATE: 01/26/1954

POINT OF
DIVERSION:

T13S R15E S2 SWSESE Within TWIN FALLS County
T13S R15E S11 SWNESE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.230 CFS
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: STOCKWATER in TWIN FALLS County

T13S R15E S01 SESW T13S R15E S02 SESW

T13S R15E S11 NENW

DOMESTIC in TWIN FALLS County

T13S R15E S01 SESW T13S R15E S11 NENW

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

USE OF THIS RIGHT WITH RIGHT NO. 47-11667 IS LIMITED TO A COMBINED TOTAL OF 1000 RANGE CATTLE.

DOMESTIC USE UNDER THIS RIGHT IS FOR ONE HOME.
STOCKWATER USE UNDER THIS RIGHT IS FOR 1000 RANGE CATTLE

02/18/2009

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

RIGHT NUMBER: 47-11667

NAME AND ADDRESS: LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

JULINA L CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.330 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

USE OF THIS RIGHT WITH RIGHT NO. 47-11666 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .10 CFS FOR DOMESTIC USE A COMBINED TOTAL DIVERSION RATE OF .23 CFS FOR STOCKWATER USE, AND A TOTAL COMBINED DIVERSION VOLUME OF 13,000 GALLONS PER DAY.

PRIORITY DATE: 01/26/1960

POINT OF
DIVERSION:

T13S R15E S2 SWSESE Within TWIN FALLS County
T13S R15E S11 SWNENE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.230 CFS
DOMESTIC	01/01 12/31	0.100 CFS

PLACE OF USE: STOCKWATER in TWIN FALLS County

T12S R15E S08	SENE	T12S R15E S08	SWNW
T12S R15E S09	SENW	T12S R15E S09	NWSE
T12S R15E S15	SESW	T12S R15E S22	NWNE
T12S R15E S25	SWSW	T12S R15E S26	SESE
T13S R15E S01	SESW	T13S R15E S02	SESW
T13S R15E S11	NENW		
<u>DOMESTIC in TWIN FALLS County</u>			
T13S R15E S01	SESW	T13S R15E S11	NENW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

USE OF THIS RIGHT WITH RIGHT NO. 47-11666 IS LIMITED TO A COMBINED TOTAL OF 1000 RANGE CATTLE.

DOMESTIC USE UNDER RIGHT 47-11667 IS FOR FOUR HOMES.
STOCKWATER USE UNDER RIGHT 47-11667 IS FOR 1000 RANGE CATTLE

02/18/2009

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

RIGHT NUMBER: 47-17255

NAME AND ADDRESS: LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS ID 83301JULINA L CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.850 CFS
410.80 AFY

The total instantaneous diversion of water from all points of diversion under Rights 47-17254, 47-17255, 47-17256 and 47-17257 shall not exceed 3.00 cfs, nor total combined annual volume of 1461.0 af.

Right Nos. 47-17255 and 47-17257 are limited to a total combined diversion rate of 2.29 cfs and to a total combined annual diversion volume of 1113.5 AF.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 01/26/1970

POINT OF
DIVERSION:T13S R15E S12 SWSWNW Within TWIN FALLS County
T13S R15E S12 SWSWNW Within TWIN FALLS CountyPURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/01	0.850 CFS 410.80 AFY

The period of use for the irrigation described in this approval may be extended to 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 after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

PLACE OF USE: IRRIGATION in TWIN FALLS County

T12S R15E S25	NWNW	32.00	T12S R15E S25	SWNW	32.00
T12S R15E S25	NWSW	21.00	T12S R15E S25	SWSW	18.00
T12S R15E S35	NESE	31.00	T12S R15E S35	NWSE	33.00
T12S R15E S35	SWSE	32.00	T12S R15E S35	SESE	32.00
T13S R15E S01 Lot 3	NENW	31.00	T13S R15E S01 Lot 4	NWNW	31.00
T13S R15E S01	SWNW	32.00	T13S R15E S01	SENW	34.00
T13S R15E S02 Lot 1	NENE	32.00	T13S R15E S02 Lot 2	NWNE	32.00
T13S R15E S02	SWNE	32.00	T13S R15E S02	SENE	32.00

487 ACRES TOTAL

This right is limited to the irrigation of 122 acres within the place of use described above in a single irrigation season.

Right Nos. 47-17255 and 47-17257 are limited to the irrigation of a combined total of 309 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.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

This right is a split from former right 47-7088 .

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

02/18/2009

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

RIGHT NUMBER: 47-17257

NAME AND ADDRESS: LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS ID 83301JULINA L CURTIS
1930 E 2200 N
TWIN FALLS ID 83301

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.440 CFS
702.70 AFY

Right Nos. 47-17255 and 47-17257 are limited to a total combined diversion rate of 2.29 cfs and to a total combined annual diversion volume of 1113.5 AF.

The total instantaneous diversion of water from all points of diversion under Rights 47-17254, 47-17255, 47-17256 and 47-17257 shall not exceed 3.00 cfs, nor total combined annual volume of 1461.0 af.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/28/1957

POINT OF
DIVERSION:T13S R15E S12 SWSWNW Within TWIN FALLS County
T13S R15E S12 SWSWNW Within TWIN FALLS CountyPURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.440 CFS 702.70 AFY

The period of use for the irrigation described in this approval may be extended to 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 after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

PLACE OF USE: IRRIGATION in TWIN FALLS County

T12S R15E S25	NWNW	32.00	T12S R15E S25	SWNW	32.00
T12S R15E S25	NWSW	21.00	T12S R15E S25	SWSW	18.00
T12S R15E S35	NESE	31.00	T12S R15E S35	NWSE	33.00
T12S R15E S35	SWSE	32.00	T12S R15E S35	SESE	32.00
T13S R15E S01 Lot 3	NENW	31.00	T13S R15E S01 Lot 4	NWNW	31.00
T13S R15E S01	SWNW	32.00	T13S R15E S01	SENW	34.00
T13S R15E S02 Lot 1	NENE	32.00	T13S R15E S02 Lot 2	NWNE	32.00
T13S R15E S02	SWNE	32.00	T13S R15E S02	SENE	32.00

487 ACRES TOTAL

This right is limited to the irrigation of 187 acres within the place of use described above in a single irrigation season.

Right Nos. 47-17255 and 47-17257 are limited to the irrigation of a combined total of 309 acres in a single irrigation season.

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

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

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

This right is a split from former right 47-2308 .