

RECEIVED
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DEPARTMENT OF
WATER RESOURCES

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

MAR - 5 2009

By _____ Clerk
Deputy Clerk

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

Case No. 39576

Water Rights: 63-4224A, 63-20807

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: March 4, 2009


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 4, 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

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

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

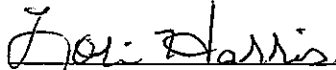
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Neal Spencer
Chris Spencer
12776 Purple Sage Rd.
Middleton ID 83644

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

COPY

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

RIGHT NUMBER: 63-4224A

NAME AND ADDRESS: NEAL SPENCER
12776 PURPLE SAGE
MIDDLETON ID 83644

CHRIS SPENCER
12776 PURPLE SAGE RD
MIDDLETON ID 83644

~~DUEANE SPENCER~~
~~ROYAL CITY WA~~

~~BERNETTA HASTINGS~~
~~2910 E VICTORY~~
~~MERIDIAN ID 83642~~

~~DONNA C WARD~~
~~13498 PURPLE SAGE RD~~
~~CALDWELL ID 83605~~

~~LA VAR SPENCER~~
~~KAYSVILLE UT~~

SOURCE: EAST HARTLEY GULCH DRAIN

TRIBUTARY: BOISE RIVER

QUANTITY: 0.700 CFS

PRIORITY DATE: 06/01/1965

POINT OF DIVERSION:

T05N R03W S25 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.700 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R03W S25	NWSW	5.00	T05N R03W S25	SWSW	30.00
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35 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 - Beneficial Use

Use of this right is combined with water from Black Canyon Irrigation District.

COPY

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

RIGHT NUMBER: 63-20807

NAME AND ADDRESS: NEAL SPENCER
12776 PURPLE SAGE RD
MIDDLETON ID 83644

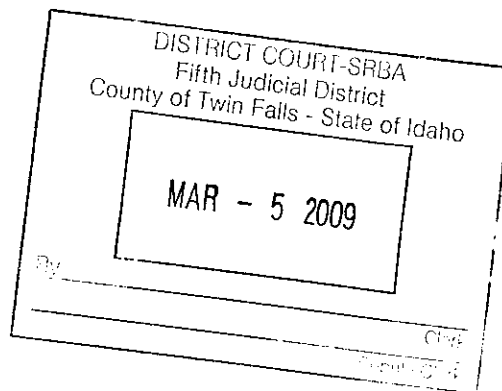
CHRIS SPENCER
12776 PURPLE SAGE RD
MIDDLETON ID 83644

DUEANE SPENCER
ROYAL CITY WA

BERNETTA HASTINGS
2910 E VICTORY
MERIDIAN ID-83642

DONNA C WARD
13498 PURPLE SAGE RD
CALDWELL ID-83605

LA VAR SPENCER
KAYSVILLE UT



SOURCE: UNNAMED DRAIN

TRIBUTARY: EAST HARTLEY DRAIN

QUANTITY: 0.260 CFS

PRIORITY DATE: 04/15/1949

POINT OF DIVERSION:

T05N R03W S25 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.260 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R03W S25	NWSW	12.00	T05N R03W S25	SWSW	1.00
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13 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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 is combined with water from Black Canyon Irrigation District.