

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

2009 MAY 4 PM 4 21

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MAY 06 2009
DEPARTMENT OF
WATER RESOURCES

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

)

Water Rights: 27-4009 & 27-4010

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

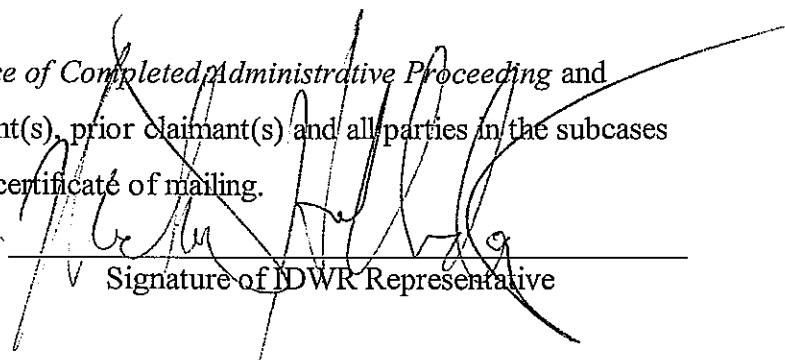
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party Wheatley - Munns
- ☐ 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: 5/1/2009



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 1, 2009, 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:
Ralph O Wheatley & Vauna Wheatley
Meadowbrook Ranch
10053 S Marsh Creek Rd
McCammon ID 83250

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Keith J & Ruth N Munns
8279 S 400 W
Rexburg ID 83440

4. One copy to:

Each party in the subcase, or attorney of record:
Committee of Nine
Represented by:
Barker Roshalt & Simpson LLP
113 Main Ave W Ste 303
PO Box 485
Twin Falls ID 83303-0485

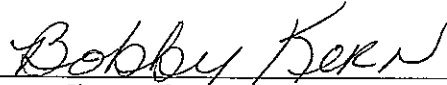
Shoshone-Bannock Tribes
Represented by:
Jeanette Wolfley Special Counsel
Shoshone-Bannock Tribe
202 N. Arthur
Pocatello ID 83202

Ralph O & Vauna Wheatley
Ralph O Wheatley
Vauna Wheatley
Represented by:
Randall C Budge
201 E Center Ste A2
PO Box 1391
Pocatello ID 83204-1391

Committee of Nine
Represented by:
Ray W Rigby
25 N 2nd E
PO Box 250
Rexburg ID 83440-0250

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

A handwritten signature in cursive script, appearing to read "Bobby Kern", is written over a horizontal line.

Signature of person or attorney mailing the form

04/23/2009

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

RIGHT NUMBER: 27-4009

NAME AND ADDRESS: KEITH J MUNNS
8279 S 400 W
REXBURG ID 83440

RUTH N MUNNS
8279 S 400 W
REXBURG ID 83440

SOURCE: CORRAL CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 1.820 CFS

PRIORITY DATE: 04/15/1964

POINT OF
DIVERSION:

T05S R40E S26 SWNESW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	1.820 CFS
PLACE OF USE:	<u>IRRIGATION in CARIBOU County</u>		
	T05S R40E S26 NESW 28.00	T05S R40E S26 NWSW	37.00
	T05S R40E S26 SWSW 36.00	T05S R40E S26 SESW	9.30
	T05S R40E S26 NESE 31.00	T05S R40E S26 NWSE	34.00
	T05S R40E S26 SWSE 40.00	T05S R40E S26 SESE	40.00

255.3 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 255.3 acres in a single irrigation season. Combined Right Nos.: 27-4009 and 1-28D.

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

04/23/2009

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

RIGHT NUMBER: 27-4010

NAME AND ADDRESS: RUTH N MUNNS
8279 S 400 W
REXBURG ID 83440

KEITH J MUNNS
8279 S 400 W
REXBURG ID 83440

SOURCE: CHICKEN CREEK

TRIBUTARY: CORRAL CREEK

QUANTITY: 1.820 CFS

PRIORITY DATE: 04/15/1964

POINT OF
DIVERSION:

T05S R40E S26 SESWNE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	1.820 CFS
PLACE OF USE:	<u>IRRIGATION in CARIBOU County</u>		
	T05S R40E S26 NENE 40.00	T05S R40E S26 NWNE	40.00
	T05S R40E S26 SWNE 17.00	T05S R40E S26 SENE	33.00

130 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