

RECEIVED

MAY 26 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 22 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

)

Water Rights: 35-7164A & 35-13463

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party DUFFIN-DUFFIN
- ☐ 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: 18 May 09

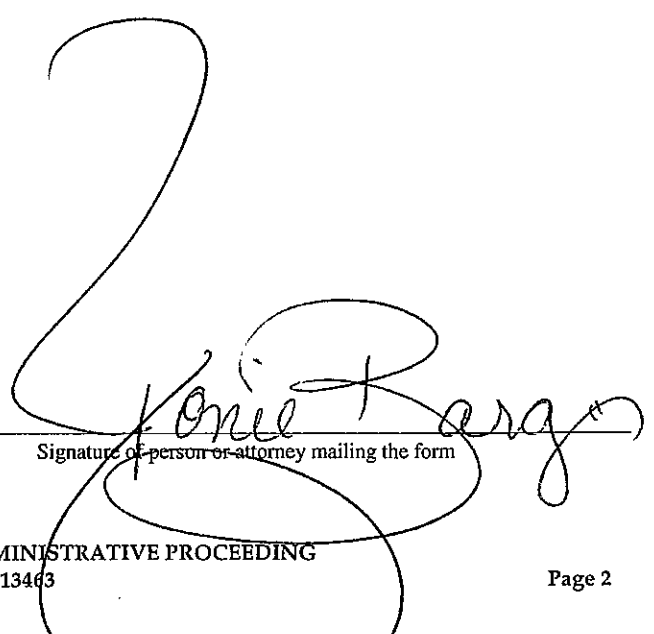
Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 21, 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:
John R Duffin
1436 S 2750 W
Aberdeen ID 83210
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
Eric Duffin
Melanie Duffin
10833 Paintbrush Ln
Pocatello ID 83202-5053
4. One copy to:
Each party in the subcase, or attorney of record
Aberdeen-Springfield
Represented by:
Robert D Ling
615 H St
PO Box 396
Rupert ID 83350-0396
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

05/14/2009

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

RIGHT NUMBER: 35-7164A
NAME AND ADDRESS: ERIC DUFFIN
10833 PAINTERUSH LN
POCATELLO ID 83202-5053
MELANIE Z DUFFIN
10833 PAINTERUSH LN
POCATELLO ID 83202-5053

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 2.350 CFS
600.00 AFY

PRIORITY DATE: 02/01/1971

POINT OF
DIVERSION:

T05S R31E S16 NENWNW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/15	2.350 CFS 600.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 15 UNDER THIS REMARK 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 BINGHAM County

T05S R31E S16	NENW	35.00	T05S R31E S16	NWNW	39.00
T05S R31E S16	SWNW	40.00	T05S R31E S16	SENW	36.00

150 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

USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD CANAL CO.

05/14/2009

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

RIGHT NUMBER: 35-13463
NAME AND ADDRESS: ERIC DUFFIN
10833 PAINTBRUSH LN
POCATELLO ID 83202-5053

MELANIE Z DUFFIN
10833 PAINTBRUSH LN
POCATELLO ID 83202-5053

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 2.500 CFS
572.00 AFY

PRIORITY DATE: 07/11/1977

POINT OF
DIVERSION:

T05S R31E S21 NESWNW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.500 CFS 572.00 AFY

PLACE OF USE: IRRIGATION in BINGHAM County

T05S R31E S21	NENW	40.00	T05S R31E S21	NWNW	38.00
T05S R31E S21	SWNW	36.00	T05S R31E S21	SENW	25.00
T05S R31E S21	NESW	4.00			

143 ACRES TOTAL

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

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Aberdeen Springfield Canal Co.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 35-7728.