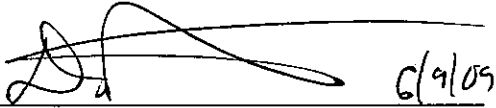


DEPARTMENT OF
WATER RESOURCES

RESPONDENT

United States on behalf of
Bureau of Reclamation



David Gehlert

Date

Attorney, U.S. Department of Justice
Environment and Natural Resources Division

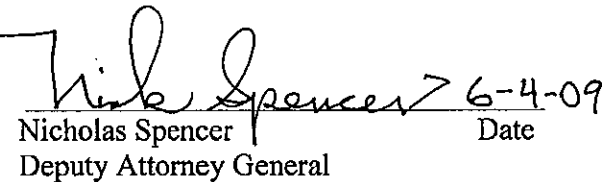
IDWR Concurrence:



4-14-09

IDWR Agent

Date



6-4-09

Nicholas Spencer

Deputy Attorney General

Date

SF5 Right No. 63-2249B

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

RIGHT NUMBER: 63-2249B

NAME AND ADDRESS: HILLVIEW FARMS TRUST
21988 TUCKER RD
GREENLEAF ID 83626

JOSEPH NEARY
RT 6 BOX 180
GREENLEAF ID 83605

SOURCE: DIXIE GULCH CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 08/28/1914

POINT OF DIVERSION:

T04N R04W S16 SHNW 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	0.800 CFS

PLACE OF USE: IRRIGATION in CANYON County

T04N R04W S16 NWNW 40.00

40 ACRES TOTAL

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

The source of this water right includes waste water. The 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 - License

Right Nos. 63-2249A and 63-2249C are also diverted through point of diversion described above.

SF5 Right No. 63-2249B

CERTIFICATE OF MAILING

I certify that on June 10, 2009, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

RIVERSIDE IRRIGATION DISTRICT
WILDER IRRIGATION DISTRICT

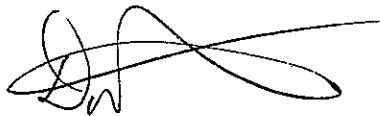
Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

JOHN REDMON
21988 TUCKER RD.
GREENLEAF, ID 83626



Signature of person or attorney mailing the form



RECEIVED

JUN 15 2009

DEPARTMENT OF
WATER RESOURCES

U.S. Department of Justice

Environment and Natural Resources Division

DWG:DAJ

90-6-2-63c

David A. Jarvis
Labat-Anderson, Inc.
1961 Stout Street, 8th Floor
Denver, Colorado 80294

Telephone (303) 844-1485
Facsimile (303) 844-1350
E-mail: David.Jarvis2@usdoj.gov

June 10, 2008

via FedEx Mail

Diana R. Delaney, Chief Deputy Clerk
Snake River Basin Adjudication
DISTRICT COURT
253 Third Ave., North
Twin Falls, Idaho 83303-2707

Re: SRBA Case No. 39576
Subcase Nos. 63-02249A, 63-02249B, 63-02249C, 63-03080, 63-03088, 63-
21520, & 63-21521

Dear Ms. Delaney:

Enclosed for filing are Standard Forms 5 for the above listed subcases.

Sincerely,

David A. Jarvis
Paralegal

Enclosures