

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

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RECEIVED
JUL 21 2009
DEPARTMENT OF
WATER RESOURCES

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: 75-14282, 75-14284,
75-14286, 75-14288 & 75-14366

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party ANDERSON – PAULEKAS
- ☐ I.C. § 42-222 transfer

- | | |
|---|--|
| ☐ point of diversion | ☐ place of use |
| ☐ period of use | ☐ nature of use |
| ☐ split of water right | ☐ change in ownership |

COPY

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.

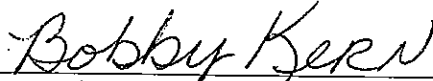
DATED: 15 July 2009

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 17, 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:
M GARY ANDERSON
405 BROADWAY
SALMON ID 83467
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
JAMES DANA PAULEKAS
REBECCA LYNN PAULEKAS
13699 LAKE AVE
NAMPA ID 83651
4. One copy to:
Each party in the subcase, or attorney of record
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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14282 V1

WATER RIGHT NUMBER: 75-14282 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ARTHUR ALDOUS BOX 44 CARMEN, ID 83462 (208) 940-0816
Directors Report Owner	M GARY ANDERSON 405 BROADWAY SALMON, ID 83467 (208)756-8787
Original Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816
Current Owner	JAMES DANA PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850
Current Owner	REBECCA LYNN PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850

Priority Date: 05/01/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CARMEN CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.060 CFS	
	<u>Total Diversion:</u>	0.060 CFS	

Location of Point(s) of Diversion

CARMEN CREEK LEMHI County	L3 (NE1/4NW1/4)	Sec. 2, Twp 22N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	SW 1/4SW 1/4NW 1/4	Sec. 2, Twp 22N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	NE1/4NW 1/4SW 1/4	Sec. 36, Twp 23N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	SE1/4NW 1/4NW 1/4	Sec. 2, Twp 22N, Rge 22E, B.M.

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14282 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	22E	3															4.8		4.8
22N	22E	10			4.8														4.8

Total Acres: 9.6

Conditions of Approval:

1. C18 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 9.6 acres in a single irrigation season. Combined Right Nos.: 75-14282, 75-14284, 75-14286, 75-14288 and 75-14366.

Remarks:Comments:

SubCase:

SubCase Number: 75-14282
 Class: 1
 SF5 Filed Date:
 Special Master Recom Signed Date:
 Attorney Assigned:
 Adjudication Agent: gtaylor
 Basis of Claim: Decreed
 Date Filed: 7/16/2007 Objection Status: Active

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14284 V1

WATER RIGHT NUMBER: 75-14284 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ARTHUR ALDOUS BOX 44 CARMEN, ID 83462 (208) 940-0816
Directors Report Owner	M GARY ANDERSON 405 BROADWAY SALMON, ID 83467 (208)756-8787
Original Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816
Current Owner	JAMES DANA PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850
Current Owner	REBECCA LYNN PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850

Priority Date: 05/01/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CARMEN CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.090 CFS	
	<u>Total Diversion:</u>	0.090 CFS	

Location of Point(s) of Diversion

CARMEN CREEK LEMHI County	SE1/4NW1/4NW1/4	Sec. 2, Twp 22N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	NE1/4NW1/4SW1/4	Sec. 36, Twp 23N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	SW1/4SW1/4NE1/4	Sec. 2, Twp 22N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	L3 (NE1/4NW1/4)	Sec. 2, Twp 22N, Rge 22E, B.M.

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14284 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	22E	3															4.8		4.8
22N	22E	10		4.8															4.8

Total Acres: 9.6

Conditions of Approval:

1. C18 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 9.6 acres in a single irrigation season. Combined Right Nos.: 75-14282, 75-14284, 75-14286, 75-14288 and 75-14366.

Remarks:

Comments:

SubCase:

SubCase Number: 75-14284
 Class: 1
 SF5 Filed Date:
 Special Master Recom Signed Date:
 Attorney Assigned:
 Adjudication Agent: gtaylor
 Basis of Claim: Decreed
 Date Filed: 7/16/2007 Objection Status: Active

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14286 V1

WATER RIGHT NUMBER: 75-14286 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ARTHUR ALDOUS BOX 44 CARMEN, ID 83462 (208) 940-0816
Original Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816
Directors Report Owner	M GARY ANDERSON 405 BROADWAY SALMON, ID 83467 (208)756-8787
Current Owner	JAMES DANA PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850
Current Owner	REBECCA LYNN PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850

Priority Date: 05/01/1875

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CARMEN CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.050 CFS	
	<u>Total Diversion:</u>	0.050 CFS	

Location of Point(s) of Diversion

CARMEN CREEK LEMHI County	SE1/4NW 1/4NW 1/4	Sec. 2, Twp 22N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	NE1/4NW 1/4	Sec. 2, Twp 22N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	NE1/4NW 1/4SW 1/4	Sec. 36, Twp 23N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	SW 1/4SW 1/4NW 1/4	Sec. 2, Twp 22N, Rge 22E, B.M.

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14286 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	22E	3															4.8		4.8
22N	22E	10		4.8															4.8

Total Acres: 9.6

Conditions of Approval:

1. C18 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 9.6 acres in a single irrigation season. Combined Right Nos.: 75-14282, 75-14284, 75-14286, 75-14288 and 75-14366.

Remarks:Comments:

SubCase:

SubCase Number: 75-14286
 Class: 1
 SF5 Filed Date:
 Special Master Recom Signed Date:
 Attorney Assigned:
 Adjudication Agent: gtaylor
 Basis of Claim: Decreed
 Date Filed: 7/16/2007 Objection Status: Active

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14288 V1

WATER RIGHT NUMBER: 75-14288 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ARTHUR ALDOUS BOX 44 CARMEN, ID 83462 (208) 940-0816
Directors Report Owner	M GARY ANDERSON 405 BROADWAY SALMON, ID 83467 (208)756-8787
Original Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816
Current Owner	REBECCA LYNN PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850
Current Owner	JAMES DANA PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850

Priority Date: 05/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CARMEN CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.030 CFS	
	<u>Total Diversion:</u>	0.030 CFS	

Location of Point(s) of Diversion

CARMEN CREEK LEMHI County	L3 (NE1/4NW1/4)	Sec. 2, Twp 22N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	NE1/4NW 1/4SW 1/4	Sec. 36, Twp 23N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	SE1/4NW 1/4NW 1/4	Sec. 2, Twp 22N, Rge 22E, B.M.
CARMEN CREEK LEMHI County	SW 1/4SW 1/4NW 1/4	Sec. 2, Twp 22N, Rge 22E, B.M.

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14288 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	22E	3															4.8		4.8
22N	22E	10		4.8															4.8

Total Acres: 9.6

Conditions of Approval:

1. C18 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.
2. E56 The rights listed below are limited to the irrigation of a combined total of 9.6 acres in a single irrigation season. Combined Right Nos.: 75-14282, 75-14284, 75-14286, 75-14288 and 75-14366.

Remarks:Comments:

SubCase:

SubCase Number: 75-14288
 Class: 1
 SF5 Filed Date:
 Special Master Recom Signed Date:
 Attorney Assigned:
 Adjudication Agent: gtaylor
 Basis of Claim: Decreed
 Date Filed: 7/16/2007 Objection Status: Active

Water Supply Bank:

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ARTHUR ALDOUS BOX 44 CARMEN, ID 83462 (208) 940-0816
Directors Report Owner	M GARY ANDERSON 405 BROADWAY SALMON, ID 83467 (208)756-8787
Original Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816
Current Owner	JAMES DANA PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850
Current Owner	REBECCA LYNN PAULEKAS 13699 LAKE AVE NAMPA, ID 83651 (208)284-8850

Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.150 CFS	
	<u>Total Diversion:</u>	0.150 CFS	

CARMEN CREEK LEMHI County	SW 1/4SW 1/4NW 1/4	Sec. 2,	Twp 22N,	Rge 22E, B.M.
CARMEN CREEK LEMHI County	SE1/4NW 1/4NW 1/4	Sec. 2,	Twp 22N,	Rge 22E, B.M.
CARMEN CREEK LEMHI County	L3 (NE1/4NW 1/4)	Sec. 2,	Twp 22N,	Rge 22E, B.M.

IRRIGATION

Twp Rge Sec		NE					NW					SW					SE					
NE NW SW SE		NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE	Totals	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-14366 V1

			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
22N 22E	3																4.8		4.8
22N 22E	10			4.8															4.8

Total Acres: 9.6

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 9.6 acres in a single irrigation season. Combined Right Nos.: 75-14282, 75-14284, 75-14286, 75-14288 and 75-14366.
2. C18 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.

Remarks:Comments:SubCase:

SubCase Number: 75-14366
 Class: 1
 SF5 Filed Date:
 Special Master Recom Signed Date:
 Attorney Assigned:
 Adjudication Agent: gtaylor
 Basis of Claim: Beneficial Use
 Date Filed: 7/16/2007 Objection Status: Active

Water Supply Bank: