

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

2009 AUG 28 AM 11 23

RECEIVED
SEP 01 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: 75-14596

(Split into 75-14598 and 75-14599)

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☒ Substitution of Party HUTCHINGS-HUTCHINGS & JONES

☐ 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: 26 August 2009

Ernest Calan

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Aug 27, 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:
Marvin Hutchings
Irene Hutchings
1141 Hwy 93 S
Salmon ID 83467

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Marvin Hutchings D Scott Jones
Irene Hutchings Kimberlee Jones
1141 Hwy 93 S 549 E 300 N
Salmon ID 83467 Hyrum UT 83419

4. One copy to:

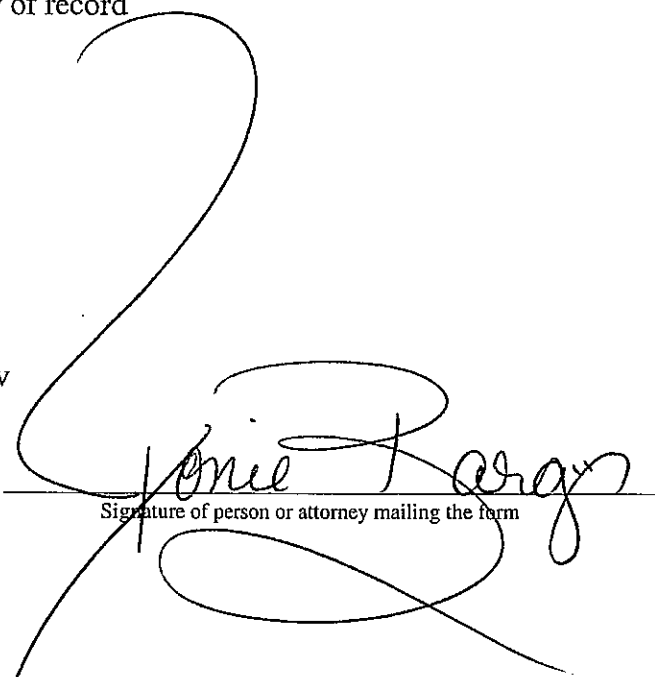
Each party in the subcase, or attorney of record

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
DIRECTOR'S REPORT OF WATER RIGHTS ACQUIRED UNDER STATE LAW

<u>Water Right Number</u>	<u>DISPOSITION</u>	<u>REASON</u>
75-14596	Parent	Split into: 75-14598 and 75-14599

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 75-14598

WATER RIGHT NUMBER: 75-14598

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	IRENE HUTCHINGS 1141 HWY 93 S SALMON, ID 83467 (208)756-2545
Current Owner	MARVIN C HUTCHINGS 1141 HWY 93 S SALMON, ID 83467 (208)756-2545

Priority Date: 03/14/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
TWELVEMILE 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	2.680 CFS	
<u>Total Diversion:</u>		2.680 CFS	

Location of Point(s) of Diversion

TWELVEMILE CREEK	L3 (NE1/4NE1/4NW1/4)	Sec. 1,	Twp 19N,	Rge 21E, B.M.
LEMHI County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
19N	21E	1						3.4											3.4
								L 4											
20N	21E	36									17.0	33.2							50.2
											L 7	L 10							

Total Acres: 53.6

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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 75-14598

Comments:

1. j barg 3/9/2009 Change of Ownership
Comment: Split from Water Right 75-14596.
2. j barg 3/10/2009 10:18:34 AM POD
Comment: Updated Shape
3. j barg 3/10/2009 10:19:11 AM POU
Comment: Updated Shape

Dates and Other Information:

Licensed Date:
Decreed Date: 10/15/2008
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 3.5
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 75-14599

WATER RIGHT NUMBER: 75-14599

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	D SCOTT JONES 549 E 300 N HYRUM, UT 83419 (435)770-2426
Current Owner	KIMBERLEE JONES 549 E 300 N HYRUM, UT 83419 (435)770-2426

Priority Date: 03/14/1889

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
TWELVEMILE 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	0.150 CFS	
	<u>Total Diversion:</u>	0.150 CFS	

Location of Point(s) of Diversion

TWELVEMILE CREEK	L3 (NE1/4NE1/4NW1/4)	Sec. 1,	Twp 19N,	Rge 21E, B.M.
LEMHI County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20N	21E	36																	3.0
																			L 10

Total Acres: 3

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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 75-14599

Comments:

1. j barg 3/9/2009 Change of Ownership
Comment: Split from Water Right 75-14596
2. j barg 3/10/2009 10:19:52 AM POD
Comment: Updated Shape
3. j barg 3/10/2009 10:20:24 AM POU
Comment: Updated Shape

Dates and Other Information:

Licensed Date:
Decreed Date: 10/15/2008
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: And
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 3.5
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank: