

RECEIVED
SEP 16 2009
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____
2009 SEP 14 PM 2 53

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: 22-11776 & 22-11779
	)	
Case No. 39576	)	NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING

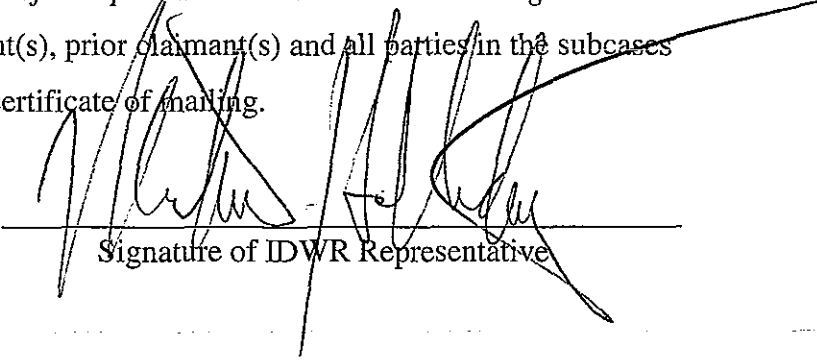
IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party SUNDOWN RIVER RANCH LLC-SUNDOWN PROPERTY LLC
- ☐ 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: 9/4/2009

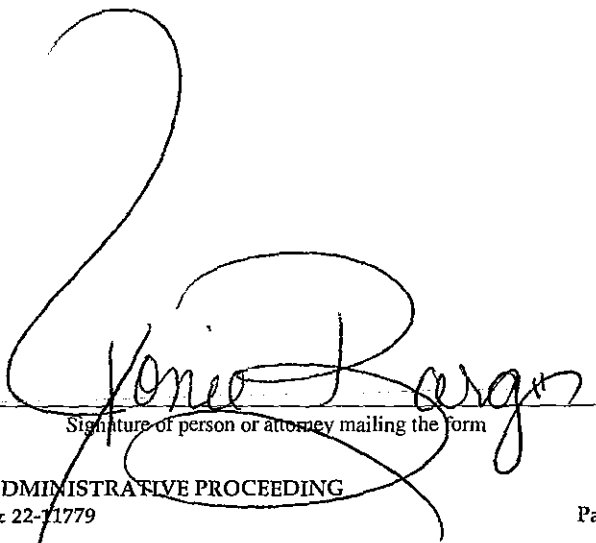


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Sept 4, 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:
Sundown River Ranch LLC
1025 S Cook St
Denver CO 80209
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
Sundown Property LLC
C/O Robert Bailie
8101 Vanguard Dr Ste 300
Mechanicsville VA 23111
4. One copy to:
Each party in the subcase, or attorney of record
Sundown River Ranch LLC
Sundown Properties LLC
Represented by:
Robert L Harris
1000 Riverwalk Dr Ste 200
PO Box 50130
Idaho Falls ID 83405
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

08/26/2009

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

RIGHT NUMBER: 22-11776

NAME AND ADDRESS: SUNDOWN PROPERTY LLC
C/O ROBERT BAILIE
8101 VANGUARD DR, STE 300
MECHANICSVILLE VA 23111

SOURCE: TETON RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 1.600 CFS

PRIORITY DATE: 06/01/1895

POINT OF
DIVERSION:

T05N R44E S13 SWSESE Within TETON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	1.600 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T05N R44E S12 SWNE	4.00 T05N R44E S12 SENW	24.00
	T05N R44E S12 NESW	31.00 T05N R44E S12 NWSE	21.00

80 ACRES TOTAL

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

The remainder of this right was forfeited for non-use from 1976 to 1981.

This right is subject to regulation by the watermaster of Water District No. 01.

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 - Decreed

This right is a combination of old Right Nos. 01-22 and 22-317.

08/26/2009

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

RIGHT NUMBER: 22-11779

NAME AND ADDRESS: SUNDOWN PROPERTY LLC
C/O ROBERT BAILIE
8101 VANGUARD DR, STE 300
MECHANICSVILLE VA 23111

SOURCE: TETON RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 2.000 CFS

PRIORITY DATE: 04/15/1934

POINT OF
DIVERSION:

T05N R44E S13 SWSESE Within TETON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>		<u>PERIOD OF USE</u>		<u>QUANTITY</u>
	IRRIGATION		4/15 10/15		2.000 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>				
	T05N R44E S12	SWNE	20.00	T05N R44E S12	SENE 36.00
	T05N R44E S12	NESW	40.00	T05N R44E S12	NESE 20.00
	T05N R44E S12	NWSE	40.00		

156 ACRES TOTAL

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

No beneficial use found.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

No beneficial use found: This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.