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SEP 16 2009

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

DEPARTMENT OF
WATER RESOURCES

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: 27-85A & 27-11992

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party ROCK & WATER – SGE RESOURCE
- ☐ 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 September 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:
ROCK & WATER CAPITAL PARTNERS LLC
115 2ND AVE
DECATOR GA 30030

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
SGE RESOURCE HOLDINGS LLC
871 ARLINGTON PL NE
ATLANTA GA 30306

4. One copy to:

Each party in the subcase, or attorney of record:
COMMITTEE OF NINE
REPRESENTED BY
BARKER ROSHSOLT & SIMPSON LLP
113 MAIN AVE W STE 303
PO BOX 485
TWIN FALLS ID 83303-0485

COMMITTEE OF NINE
REPRESENTED BY
RAY W RIGBY
25 N 2ND E
PO BOX 250
REXBURG ID 83440-0250

SHOSHONE-BANNOCK TRIBES
REPRESENTED BY
JEANETTE WOLFLEY (SPECIAL COUNSEL)
202 N ARTHUR
POCATELLO ID 83202

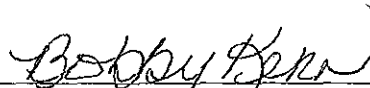
ROCK & WATER CAPITAL
REPRESENTED BY
RANDAL C BUDGE
201 E CENTER STE A2
PO BOX 1391
POCATELLO ID 83204-1391

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

08/13/2009

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

RIGHT NUMBER: 27-11992

NAME AND ADDRESS: SGE RESOURCE HOLDINGS LLC
871 ARLINGTON PL NE
ATLANTA GA 30306

SOURCE: JOHNSON CREEK

TRIBUTARY: TRAIL CREEK

QUANTITY: 0.910 CFS

The rights listed below are limited to a total combined annual diversion volume for stockwater of 2.36 af. Combined Right Nos.: 27-85A, 27-11992, 27-12093 and 27-12106.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/30/1909

POINT OF
DIVERSION:

T08S R43E S5 SENESE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 10/31	0.020 CFS 2.36 AFY
IRRIGATION	04/15 10/31	0.910 CFS

PLACE OF USE: IRRIGATION in CARIBOU County

T08S R43E S05 Lot 1 NENE	14.00	T08S R43E S05 Lot 2 NWNE	11.00
T08S R43E S05 SWNE	5.30	T08S R43E S05 SENE	15.00

STOCKWATER same as IRRIGATION

45.3 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

This right is a split from former right 27-2011.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Stockwater use is for 300 range cattle.

08/13/2009

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

RIGHT NUMBER: 27-85A

NAME AND ADDRESS: SGE RESOURCE HOLDINGS LLC
871 ARLINGTON PL NE
ATLANTA GA 30306

SOURCE: TRAIL CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 1.340 CFS

The rights listed below are limited to a total combined annual diversion volume for stockwater of 2.36 af. Combined Right Nos.: 27-85A, 27-11992, 27-12093 and 27-12106.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/11/1886

POINT OF
DIVERSION:

T07S R43E S32 SWSE Within CARIBOU County
T07S R43E S32 SESE Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 07/01	1.340 CFS
STOCKWATER	04/15 07/01	0.020 CFS 0.85 AFY

PLACE OF USE: IRRIGATION in CARIBOU County

T07S R43E S32	SESW	4.00	T07S R43E S32	NESW	19.00
T07S R43E S32	SESW	0.10	T07S R43E S32	NWSE	24.00
T07S R43E S32	SWSE	11.00	T07S R43E S32	SESE	9.60

STOCKWATER same as IRRIGATION

67.7 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 - Decreed

Stockwater use is for 300 range cattle.