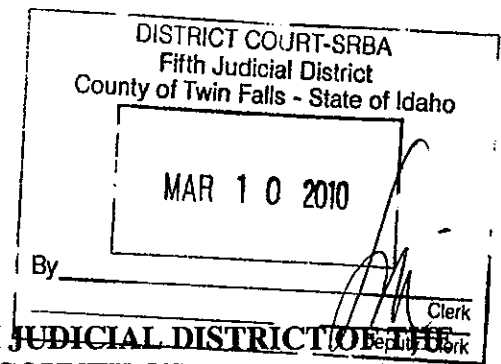




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA
Case No. 39576

Water Rights: 67-7479

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

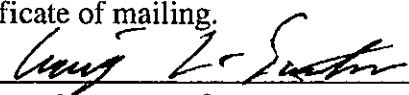
- ☐ Address change
- ☐ Substitution of Party
- ☐ IC § 42-222 transfer
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☐ Other

XX IC § 42-219 license

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 Report(s)* for said water right(s). 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: 3-8-2010


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 9, 2010, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Director of IDWR
PO Box 83720
Boise ID 83720

☒ hand-delivered

3. Copies to all parties to the subcase:

Charles Russell Wilkerson
L K Wilkerson
3265 Hwy 95
Cambridge ID 83610

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Gordon Wilkerson
3251 Hwy 95
Cambridge ID 83610

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile


Signature of person mailing this document

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

RIGHT NUMBER: 67-7479

NAME AND ADDRESS:

CHARLES RUSSELL WILKERSON
3265 HWY 95
CAMBRIDGE ID 83610

GORDON WILKERSON
3251 HWY 95
CAMBRIDGE ID 83610

L K WILKERSON
3265 HWY 95
CAMBRIDGE ID 83610

SOURCE:

Source:

LITTLE WEISER RIVER

Tributary:

WEISER RIVER

QUANTITY:

8.780 CFS

4.000 CFS

3,018.000 AFY

0.000 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Rights 67-475, 67-482, 67-488B, 67-489, and 67-7479 when combined shall not exceed a total annual maximum volume of 2558 af measured at the field headgate, and the irrigation of 664.4 acres.

Rights 67-475, 67-482, 67-488B, 67-489, 67-7420 and 67-7479 when combined shall not exceed a total diversion rate of 15.1 cfs, a total annual maximum volume of 3018 af measured at the field headgate and the irrigation of 754.4 acres.

~~A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.~~

~~Right Nos. 67-7479, 67-488B, 67-487, 67-4498, 67-475, 67-489 and 67-482 are limited to a total combined diversion rate of 14.84 cfs.~~

PRIORITY DATE: 02/20/1980

POINT OF DIVERSION:

T14N R02W S1 NWNE Lot 2 Within ADAMS County

T14N R02W S1 NESW Within ADAMS County

T14N R02W S9 SWSE Within WASHINGTON County

T14N R02W S10 SENE Within WASHINGTON County

T14N R02W S10 NESW Within WASHINGTON County

T14N R02W S1 SENENW Within ADAMS County

T14N R02W S1 NENESW Within ADAMS County

T14N R02W S9 SESW Within WASHINGTON County

T14N R02W S9 SWSE Within WASHINGTON County

T14N R02W S10 SWSENE Within WASHINGTON County

T14N R02W S10 SESW Within WASHINGTON County

~~The issuance of this right does not grant any right of way or easement across the land of another.~~

**PURPOSE AND
PERIOD OF USE:**

Purpose of use	Period of use:	Quantity:
IRRIGATION	<u>03/15 10/31</u>	<u>8.780 CFS</u> <u>3,018.00AFY</u>
	~~03/15 11/15~~	~~4.000 CFS~~

No water shall be diverted under this right after June 15 of each year without prior approval of the watermaster.

~~The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.~~

PLACE OF USE: IRRIGATION within WASHINGTON County

<u>T14N R02W S03 SWSW 23.0</u>	~~T14N R02W S03 SWSW 20.0~~
<u>T14N R02W S03 SESW 17.0</u>	
<u>T14N R02W S09 NENE 23.0</u>	~~T14N R02W S09 NENE 25.0~~
<u>T14N R02W S09 NWNE 33.0</u>	~~T14N R02W S09 NWNE 35.0~~
<u>T14N R02W S09 SWNE 23.0</u>	~~T14N R02W S09 SWNE 26.0~~
<u>T14N R02W S09 SENE 37.0</u>	~~T14N R02W S09 SENE 38.0~~
<u>T14N R02W S09 NESW 15.0</u>	~~T14N R02W S09 NESW 13.0~~
<u>T14N R02W S09 NWSW 4.4</u>	~~T14N R02W S09 NWSW 4.0~~
<u>T14N R02W S09 SWSW 18.0</u>	~~T14N R02W S09 SWSW 20.0~~
<u>T14N R02W S09 SESW 30.0</u>	~~T14N R02W S09 SESW 38.0~~
<u>T14N R02W S09 NESE 40.0</u>	
<u>T14N R02W S09 NWSE 39.0</u>	~~T14N R02W S09 NWSE 40.0~~
<u>T14N R02W S09 SWSE 26.0</u>	~~T14N R02W S09 SWSE 38.0~~
<u>T14N R02W S09 SESE 28.0</u>	~~T14N R02W S09 SESE 38.0~~
<u>T14N R02W S10 NENW 27.0</u>	~~T14N R02W S10 NENW 35.0~~
<u>T14N R02W S10 NWNW 37.0</u>	~~T14N R02W S10 NWNW 34.0~~
<u>T14N R02W S10 SWNW 38.0</u>	~~T14N R02W S10 SWNW 37.0~~
<u>T14N R02W S10 SENW 38.0</u>	~~T14N R02W S10 SENW 39.0~~
<u>T14N R02W S10 NESW 31.0</u>	~~T14N R02W S10 NESW 39.0~~
<u>T14N R02W S10 NWSW 38.0</u>	~~T14N R02W S10 NWSW 40.0~~
<u>T14N R02W S10 SWSW 22.0</u>	~~T14N R02W S10 SWSW 37.0~~
<u>T14N R02W S10 SESW 37.0</u>	~~T14N R02W S10 SESW 39.0~~
<u>T14N R02W S16 NWNE 40.0</u>	

664.4 ACRES TOTAL ~~742 ACRES TOTAL~~

~~Right Nos. 67-7479, 67-488b, 67-487, 67-4498, 67-475, 67-489 and 67-482 are limited to the irrigation of a combined total of 742 acres in a single irrigation season.~~

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.

~~Use of water under this water right is subject to control by the watermaster of State Water District No. 5DISTRICT.~~

~~This right is conditioned upon completion of the appropriation in accordance with the statutory procedure for appropriation of water rights. This right remains subject to all conditions set forth in the permit upon which this right is based, and will be subject to all conditions set forth in the license issued by IDWR upon completion of the statutory appropriation process.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The issuance of this right does not grant any right-of-way or easement across the land of another.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67-A.

Diversion of water after June 15 of each year in violation of the conditions of this water right is cause for the director to cancel or revoke this water right.

~~Use of water under this right is combined with water from Little Weiser Irrigation District.~~