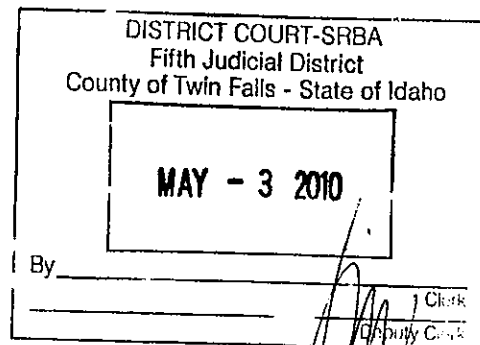




**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA)

Case No. 39576)

**Water Rights: 63-3307, 63-8244,
63-8387**

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

☐ Substitution of Party

XX IC § 42-222 transfer

☐ Point of diversion **XX** Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

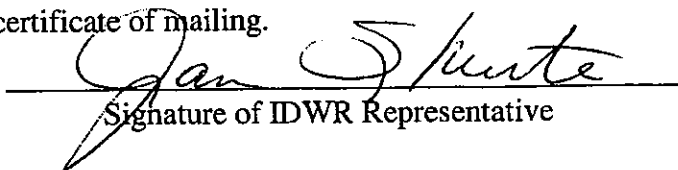
XX Other-Conditions & Remarks

☐ 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: 4/29/10


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 30, 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:

Gregory Troost
Joyce Troost
30540 Sabin Rd
Parma ID 83660

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

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

Joni Harris
Signature of person mailing this document

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

RIGHT NUMBER: 63-3307

NAME AND ADDRESS: GREGORY TROOST
30540 SABIN RD
PARMA ID 83660

JOYCE TROOST
30540 SABIN RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.730 CFS
954.000 AFY

~~The rights listed below are limited to a total combined diversion rate of 8.84 cfs and to a total combined annual diversion volume of 2038.5 AF. Combined Right Nos.: 63-2307, 63-8387 and 63-8244.~~

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 63-3307, 63-8244, 63-8387, 63-33289 and 63-33291 when combined shall not exceed a total diversion rate of 9.52 cfs, a total annual maximum diversion volume of 2209.5 af at the field headgate, and the irrigation of 491 acres.

PRIORITY DATE: 10/02/1962

POINT OF DIVERSION:

T06N R05W S26 SWNW Within PAYETTE County

T06N R05W S26 SWSW Within PAYETTE County

T06N R05W S26 SWSE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

3.730 CFS
954.00 AFY

~~The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 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 in PAYETTE County

T06N R05W S26	SWNE	40.0	T06N R05W S26	SENE	40.00	
T06N R05W S26	SWNW	40.00	T06N R05W S26	SENW	40.00	25.00
T06N R05W S26	NESW	40.00	39.00	T06N R05W S26	NWSW	40.00
T06N R05W S26	SWSW	40.00	39.00	T06N R05W S26	SESW	40.00
T06N R05W S26	NESE	40.00		T06N R05W S26	NWSE	40.00
T06N R05W S26	SWSE	40.00		T06N R05W S26	SESE	40.00
T06N R05W S35	NENE	40.00		T06N R05W S35	NWNE	40.00
T06N R05W S35	NENW	40.00	39.00	T06N R05W S35	NWNW	40.00 39.00

640 ACRES TOTAL 212 ACRES TOTAL

~~The rights listed below are limited to the irrigation of a combined total of 453 acres in a single irrigation season. Combined Right Nos.: 63-3307, 63-8387 and 63-8244.~~

This right is limited to the irrigation of 212 acres within the place of use described above 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

~~Right Nos. 63-8387 and 63-8244 are also diverted through points of diversion described above.~~

The right holder shall accomplish the change authorized by Transfer 73902 within one year of the date of the approval.

Right Nos. 63-3307, 63-8244, 63-8387, 63-33289 and 63-33291 are diverted through the points of diversion described above.

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

RIGHT NUMBER: 63-8244

NAME AND ADDRESS: GREGORY TROOST
30540 SABIN RD
PARMA ID 83660

JOYCE TROOST
30540 SABIN RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.650 CFS
292.500 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

~~The rights listed below are limited to a total combined diversion rate of 8.84 cfs and to a total combined annual diversion volume of 2038.5 AF. Combined Right Nos.:~~

Rights 63-3307, 63-8244, 63-8387, 63-33289 and 63-33291 when combined shall not exceed a total diversion rate of 9.52 cfs, a total annual maximum diversion volume of 2209.5 af at the field headgate, and the irrigation of 491 acres.

PRIORITY DATE: 12/30/1975

POINT OF DIVERSION:

T06N R05W S26 SWNW Within CANYON County

T06N R05W S26 SWSW Within CANYON County

T06N R05W S26 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.650 CFS 292.50 AFY

~~The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 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 in PAYETTE County

<u>T06N R05W S26</u>	<u>SWNE</u>	<u>40.00</u>	<u>T06N R05W S26</u>	<u>SENE</u>	<u>40.00</u>
<u>T06N R05W S26</u>	<u>SWNW</u>	<u>40.00</u>	<u>T06N R05W S26</u>	<u>SENW</u>	<u>40.00</u>
<u>T06N R05W S26</u>	<u>NESW</u>	<u>40.00</u>	<u>T06N R05W S26</u>	<u>NWSW</u>	<u>40.00</u> 37.00
<u>T06N R05W S26</u>	<u>SWSW</u>	<u>40.00</u> 25.00	<u>T06N R05W S26</u>	<u>SESW</u>	<u>40.00</u> 3.00
<u>T06N R05W S26</u>	<u>NESE</u>	<u>40.00</u>	<u>T06N R05W S26</u>	<u>NWSE</u>	<u>40.00</u>
<u>T06N R05W S26</u>	<u>SWSE</u>	<u>40.00</u>	<u>T06N R05W S26</u>	<u>SESE</u>	<u>40.00</u>
<u>T06N R05W S35</u>	<u>NENE</u>	<u>40.00</u>	<u>T06N R05W S35</u>	<u>NWNE</u>	<u>40.00</u>
<u>T06N R05W S35</u>	<u>NENW</u>	<u>40.00</u>	<u>T06N R05W S35</u>	<u>NWNW</u>	<u>40.00</u>

640 ACRES TOTAL ~~65 ACRES TOTAL~~

This right is limited to the irrigation of 65 acres within the place of use described above in a single irrigation season.

~~The rights listed below are limited to the irrigation of a combined total of 453 acres in a single irrigation season. Combined Right Nos.: 63-3307, 63-8387 and 63-8244.~~

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

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

The right holder shall accomplish the change authorized by Transfer 73902 within one year of the date of the approval.

~~Right Nos. 63-3307 and 63-8387 are also diverted through point of diversion described above.~~

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Right Nos. 63-3307, 63-8244, 63-8387, 63-33289 and 63-33291 are diverted through the points of diversion described above.

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

RIGHT NUMBER: 63-8387

NAME AND ADDRESS: GREGORY TROOST
30540 SABIN RD
PARMA ID 83660

JOYCE TROOST
30540 SABIN RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.460 CFS
2,030.000 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 63-3307, 63-8244, 63-8387, 63-33289 and 63-33291 when combined shall not exceed a total diversion rate of 9.52 cfs, a total annual maximum diversion volume of 2209.5 af at the field headgate, and the irrigation of 491 acres.

~~The rights listed below are limited to a total combined diversion rate of 8.84 cfs and to a total combined annual diversion volume of 2038.5 AF. Combined Right Nos.: 63-3307, 63-8387 and 63-8244.~~

PRIORITY DATE: 11/17/1976

POINT OF DIVERSION:

T06N R05W S26 SWNW Within CANYON County
T06N R05W S26 SWSW Within CANYON County
T06N R05W S26 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	4.460 CFS 2,030.00 AFY

~~The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 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 in PAYETTE County

T06N R05W S26	SWNE	40.00	27.00	T06N R05W S26	SENE	40.00	32.00
T06N R05W S26	SWNW	40.00		T06N R05W S26	SENW	40.00	25.00
T06N R05W S26	NESW	40.00	39.00	T06N R05W S26	NWSW	40.00	37.00
T06N R05W S26	SWSW	40.00	39.00	T06N R05W S26	SESW	40.00	38.00
T06N R05W S26	NESE	40.00		T06N R05W S26	NWSE	40.00	
T06N R05W S26	SWSE	40.00		T06N R05W S26	SESE	40.00	25.00
T06N R05W S35	NENE	40.00		T06N R05W S35	NWNE	40.00	
T06N R05W S35	NENW	40.00	30.00	T06N R05W S35	NWNW	40.00	39.00

640 ACRES TOTAL ~~451 ACRES TOTAL~~

This right is limited to the irrigation of 451 acres within the place of use described above in a single irrigation season.

~~The rights listed below are limited to the irrigation of a combined total of 453 acres in a single irrigation season. Combined Right Nos.: 63-3307, 63-8387 and 63-8244.~~

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 73902 within one year of the date of the approval.

Right Nos. 63-3307, 63-8244, 63-8387, 63-33289 and 63-33291 are diverted through the points of diversion described above.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

~~Right Nos. 63-3307 and 63-8244 are also diverted through point of diversion described above.~~