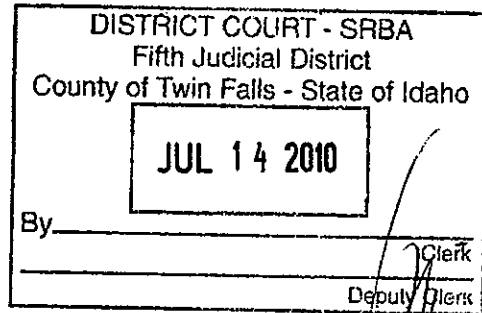




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA
Case No. 39576

Water Rights: 22-13586

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

☐ Substitution of Party

XX IC § 42-222 transfer - amended

☐ Point of diversion ☐ Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

XX Other – Diversion Rate & Remark

☐ 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: 7-12-10

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 13, 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	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

Director of IDWR	☒ hand-delivered
PO Box 83720	
Boise ID 83720	

3. Copies to all parties to the subcase:

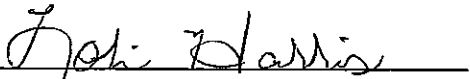
Richardson Family Properties LLC	☐ overnight mail
PO Box 469	☒ regular mail
Victor ID 83455	☐ hand-delivered
	☐ facsimile

Robert L Harris	☐ overnight mail
PO Box 50130	☒ regular mail
Idaho Falls ID 83405	☐ hand-delivered
	☐ facsimile

Michael Reid	
PO Box 801	☒ regular mail
Victor ID 83455	

Cedron Irrigation LLC
Mahogany Ranch Holdings
Teton Rainbow Ranches Inc
Trees Inc
Wally Rothgeb Jr
c/o Thomas J Budge
PO Box 1391
Pocatello ID 83204-1391

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


Signature of person mailing this document

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

RIGHT NUMBER: 22-13586

NAME AND ADDRESS: RICHARDSON FAMILY PROPERTIES LLC
PO BOX 469
VICTOR ID 83455

SOURCE: PARADISE SPRINGS

TRIBUTARY: TETON RIVER

QUANTITY: 0.340 CFS

The 2 ponds established by the storage of water under this right shall not exceed a total capacity of 11.5 acre-feet or a total surface area of 1.7 acre(s).

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

Right 22-13586 authorizes the diversion of an annual total of 15.3 acre-feet to be used for the initial filling of the pond(s) and for the replacement of losses caused by evaporation.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/01/1904

POINT OF DIVERSION:

T04N R45E S30 NENENW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/15 10/31	0.020 CFS
IRRIGATION	04/15 10/31	0.260 CFS
DIVERSION TO STORAGE	04/15 10/31	<u>0.080 CFS</u> ~~0.07 CFS~~ 15.30 AFY
FIRE PROTECTION STORAGE	01/01 12/31	11.50 AFY
RECREATION STORAGE	01/01 12/31	11.50 AFY

PLACE OF USE: IRRIGATION in TETON County

T04N R45E S19 SESW 24.00

STOCKWATER in TETON County

T04N R45E S19 SESW

RECREATION STORAGE in TETON County

T04N R45E S19 SESW

FIRE PROTECTION STORAGE in TETON County

T04N R45E S19 SESW

24 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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

The right holder shall accomplish the change authorized by Transfer 74679 within one year(s) of the date of the approval.

The right holder shall install and maintain an impermeable liner in the ponds to eliminate seepage losses.

This right does not grant any right-of-way or easement across the land of another.

Diversion of water under transfer 74679 is subject to the terms stated in the Settlement Agreement for Application for Transfer No 74679, recorded in Teton County on May 13, 2010 as instrument # 211182.

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. 01.

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).

Water shall not be diverted from fire protection storage except to fight or repel an existing fire.

Place of use is located within Paradise Springs Subdivision.

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 approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

This right is a split from former right 22-12714A, parent right 22-405

At the time of this approval, water right 22-13586 is a pending claim before the Snake River Basin Adjudication court. Any partial decree issued by the court should account for the fact that, as part of this transfer approval, the water right holder has decreased the acres irrigated under this right by 7 acres to provide water for the storage components of the right.