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SEP 15 2010
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
- County of Twin Falls - State of Idaho

SEP 14 2010

By _____ Clerk
_____ Deputy Clerk

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: 75-10780
(Split into 75-14662, 75-14663, 75-14664, 75-14665 & 75-14666)

Case No. 39576)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party CUMMINGS - CUMMINGS MILDON, LIU, FELDHAUSEN, & MARKELZ
- ☐ 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: 9/13/2010

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Sept. 13, 2010, 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:
Nancy Cummings
Jon Cummings
PO Box 202
North Fork ID 83466

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:		
Nancy Cummings	Bridget Mildon	Anthony Scott Feldhausen
Jon Cummings	Greg Mildon	Jane L Feldhausen
PO Box 202	PO Box 783	24 Arrowhead Dr
North Fork ID 83466	Salmon ID 83467	Salmon ID 83467
Linda Lui	Mary Markelz	
11 Stormrider Rd	12 Stormrider Rd	
Salmon ID 83467	Salmon ID 83467	

4. One copy to:

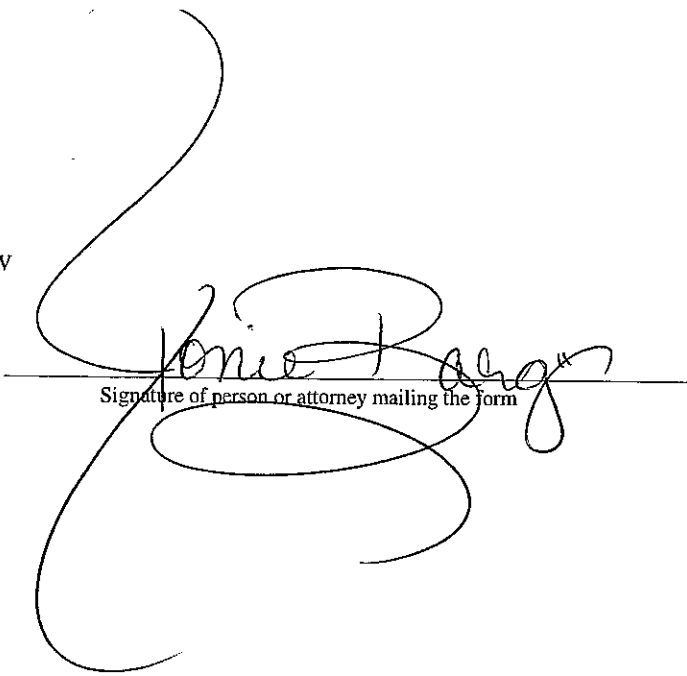
Each party in the subcase, or attorney of record	
Jon Cummings	Arrowhead Water District
Nancy Cummings	Represented by:
Represented by	Jerry Rigby
Curt Thomsen	25 N 2 nd E
Thomsen Stephens Law Office	PO Box 250
PO Box 600	Rexburg ID 83440-0250
Challis ID 83404	

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

IDAHO DEPARTMENT OF WATER RESOURCES
DIRECTOR'S REPORT OF WATER RIGHTS ACQUIRED UNDER STATE LAW

<u>Water Right Number</u>	<u>DISPOSITION</u>	<u>REASON</u>
75-10780	Parent	Split into: 75-14662, 75-14663, 75-14664, 75-14665, 75-14666

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

RIGHT NUMBER: 75-14662

NAME AND ADDRESS: JON CUMMINGS
PO BOX 202
NORTH FORK ID 83466

NANCY CUMMINGS
PO BOX 202
NORTH FORK ID 83466

SOURCE: CHIPPS CREEK
POLLARD CANYON CREEK

TRIBUTARY: POLLARD CANYON CREEK
TRIBUTARY: JESSE CREEK

QUANTITY: 0.196 CFS

PRIORITY DATE: 05/01/1889

POINT OF
DIVERSION:

T21N R21E S2 SWSESW Within LEMHI County
T21N R21E S11 NWSWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.196 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T21N R21E S01 NESW	16.40	T21N R21E S01 SESW 16.00
	T21N R21E S01 SWSE	0.30	

32.7 ACRES TOTAL

Right Nos. 75-14647, 75-14652, 75-14657 and 75-14662 are limited to the irrigation of a combined total of 32.7 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 75-10780 .

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

RIGHT NUMBER: 75-14663

NAME AND ADDRESS: GREG MILDON
PO BOX 783
SALMON ID 83467

BRIDGET D MILDON
PO BOX 783
SALMON ID 83467

SOURCE: CHIPPS CREEK
POLLARD CANYON CREEK

TRIBUTARY: POLLARD CANYON CREEK
TRIBUTARY: JESSE CREEK

QUANTITY: 0.012 CFS

PRIORITY DATE: 05/01/1889

POINT OF
DIVERSION:

T21N R21E S2 SWSESW Within LEMHI County
T21N R21E S11 NWSWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.012 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T21N R21E S01 SESW 2.00		
	2 ACRES TOTAL		

Right Nos. 75-14648, 75-14653, 75-14658 and 75-14663 are limited to the irrigation of a combined total of 2 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 75-10780 .

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

RIGHT NUMBER: 75-14664

NAME AND ADDRESS: LINDA LIU
11 STORMRIDER RD
SALMON ID 83467

SOURCE: CHIPPS CREEK TRIBUTARY: POLLARD CANYON CREEK
 POLLARD CANYON CREEK TRIBUTARY: JESSE CREEK

QUANTITY: 0.006 CFS

PRIORITY DATE: 05/01/1889

POINT OF
DIVERSION:

T21N R21E S2 SWSESW Within LEMHI County
T21N R21E S11 NWSWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.006 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T21N R21E S01 NESW 1.00		

1 ACRES TOTAL

Right Nos. 75-14649, 75-14654, 75-14659 and 75-14664 are limited to the irrigation of a combined total of 1 acre 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 - Decreed

This right is a split from former right 75-10780 .

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

RIGHT NUMBER: 75-14665

NAME AND ADDRESS: ANTHONY SCOTT FELDHAUSEN
24 ARROWHEAD DR
SALMON ID 83467

JANE L FELDHAUSEN
24 ARROWHEAD DR
SALMON ID 83467

SOURCE: CHIPPS CREEK
POLLARD CANYON CREEK

TRIBUTARY: POLLARD CANYON CREEK
TRIBUTARY: JESSE CREEK

QUANTITY: 0.012 CFS

PRIORITY DATE: 05/01/1889

POINT OF
DIVERSION:

T21N R21E S2 SWSESW Within LEMHI County
T21N R21E S11 NWSWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.012 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T21N R21E S01 SESW 2.00

2 ACRES TOTAL

Right Nos. 75-14650, 75-14655, 75-14660 and 75-14665 are limited to the
irrigation of a combined total of 2 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 75-10780 .

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

RIGHT NUMBER: 75-14666

NAME AND ADDRESS: MARY MARKELZ
12 STORM RIDER RD
SALMON ID 83467

SOURCE: CHIPPS CREEK TRIBUTARY: POLLARD CANYON CREEK
POLLARD CANYON CREEK TRIBUTARY: JESSE CREEK

QUANTITY: 0.024 CFS

PRIORITY DATE: 05/01/1889

POINT OF
DIVERSION:

T21N R21E S2 SWSESW Within LEMHI County
T21N R21E S11 NWSWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.024 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R21E S01	NESW	4.00
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4 ACRES TOTAL

Right Nos. 75-14651, 75-14656, 75-14661 and 75-14666 are limited to the irrigation of a combined total of 4 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 75-10780 .