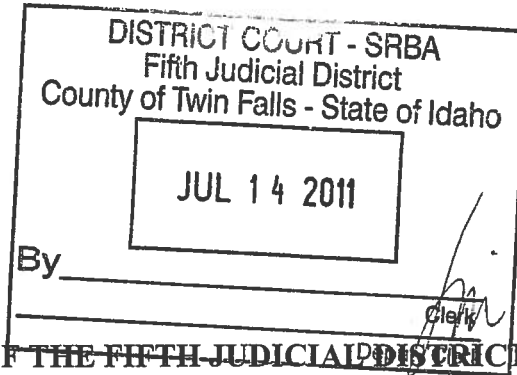


RECEIVED
JUL 15 2011
DEPARTMENT OF
WATER RESOURCES



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 Right Nos.: 37-22211 & 37-22212
)
) ORDER REQUESTING NOTICES OF
) COMPLETED ADMINISTRATIVE
) PROCEEDING
)
)
)
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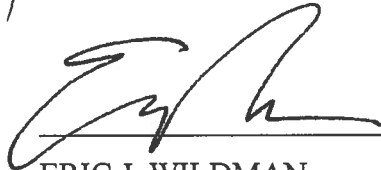
Partial Decrees were issued for the above-captioned water rights on May 20, 2009. The *Partial Decree* for water right 37-22211 was issued in favor of claimant Carrie Shaw. The *Partial Decree* for water right 37-22212 was issued in favor of claimant Virginia Trust No. 3 Thomas J. Jamieson Trustee. On March 2, 2011, the Clerk of the Court received correspondence from the Idaho Department of Water Resources, notifying the Court of certain errors in the place of use element of water right 27-22211 and in the place of use and point of diversion elements of water right 37-22212. A copy of the correspondence is attached hereto as Exhibit A. The correspondence also contained revised recommendations addressing the errors. The Court notes that the revised recommendations recommend the rights be decreed in favor of claimants other than those listed above (in favor of whom the original *Partial Decrees* were entered). To address the change in ownership, as well as the alleged errors, the Court will require the Department to submit *Notices of Completed Administrative Proceeding* ("NCAP") for each water right. Thereafter, the Court will set an objection deadline, wherein parties may object to the NCAPs.

THEREFORE, THE FOLLOWING ARE HEREBY ORDERED:

1. Deadline for filing of NCAPs. The Idaho Department of Water Resources shall file *Notices of Completed Administration Proceeding* in the above-captioned subcases reflecting the asserted ownership change as well as the alleged errors **on or before August 31, 2011.**

2. Objection Deadline. Any Objections to the Notices of Completed Administrative Proceedings shall be filed on or before September 28, 2011.

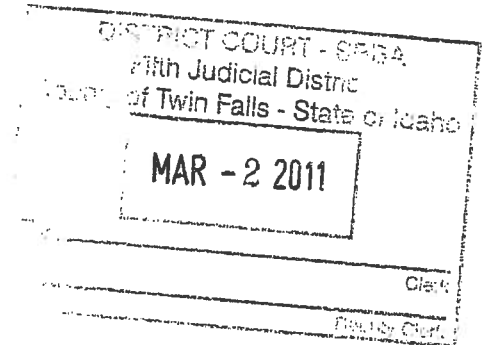
Dated: July 14, 2011

A handwritten signature in black ink, appearing to read "EJW", is written over a horizontal line.

ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN



March 1, 2011

The Honorable Judge Wildman
SRBA District Court
P.O. Box 2707
Twin Falls, ID 83303-2707

RE: Clerical Error for IDWR Subcase Nos. 37-22211 and 37-22212

Dear Judge Wildman:

It recently came to the Department's attention that the decrees issued in the above referenced subcases contained errors. Enclosed please find the revised recommendations in overstrike/underscore format correcting the clerical errors found in the recommendations mentioned above.

I am also sending copies of this correspondence to the claimants' attorney so that they are aware of this clerical oversight and proposed corrections.

Thank you for your cooperation in this regard. Should you have any questions please contact me at (208) 287-4814.

Sincerely,

A handwritten signature in cursive script that reads "Renea Ridgeway".

Renea Ridgeway
Paralegal for IDWR

cc: F. Haemmerle



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

RIGHT NUMBER: 37-22211

NAME AND ADDRESS:

JAYNE D MURREL REVOCABLE TRUST
C/O THE MURREL COMPANY
2439 W COAST HWY STE 200

NEWPORT BEACH CA 92663

MICHAEL FLINN
C/O THE MURREL COMPANY
2439 W COAST HWY STE 200

NEWPORT BEACH CA 92663

SOURCE: Source: Tributary:
BIG WOOD RIVER MALAD RIVER

QUANTITY: 0.150 CFS

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T02N R18E S35 NWNESE
Within BLAINE County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.150 CFS

PLACE OF USE:

IRRIGATION

within BLAINE County

T02N R18E S35 NESE 6.0

~~T02N R18E S35 SENE 1.0~~

~~T02N R18E S35 NESE 4.4~~

~~T02N R18E S36 Lot 3 SWNW 0.5~~

T02N R18E S36 NWSW 0.1

~~T02N R18E S36 NWSW 1.1~~

6.1 ACRES TOTAL

~~7 ACRES TOTAL~~

Right Nos. 37-22211 and 37-22243 are limited to the irrigation of a combined total of 6.1 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

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

This right is a split from former right 37-315A.

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

RIGHT NUMBER: 37-22212

NAME AND ADDRESS:

BRADLEY S WIRTH
PO BOX 718
KETCHUM ID 83340

MARY C WIRTH
PO BOX 718
KETCHUM ID 83340

SOURCE: Source: Tributary:
BIG WOOD RIVER MALAD RIVER

QUANTITY: 0.150 CFS
0.000 AFY

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION:

T02N R18E S35 NENESE
Within BLAINE County

~~T02N R18E S35 NWNESE~~
~~Within BLAINE County~~

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	04/15 10/31	0.150 CFS

PLACE OF USE: IRRIGATION within BLAINE County

T02N R18E S35 NESE 5.9
T02N R18E S36 NWSW 0.2

~~T02N R18E S35 NESE 6.6~~
~~T02N R18E S36 NWSW 0.4~~

6.1 ACRES TOTAL

~~7 ACRES TOTAL~~

Right Nos. 37-22212 and 37-22244 are limited to the irrigation of a combined total of 6 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

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

This right is a split from former right 37-315A.

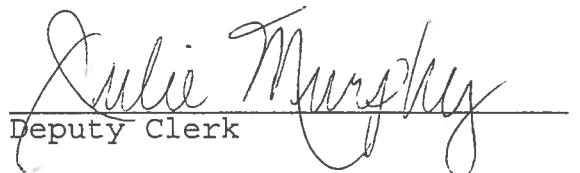
CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER REQUESTING NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING was mailed on July 14, 2011, with sufficient first-class postage to the following:

CARRIE SHAW
PO BOX 3638
HAILEY, ID 83333

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

VIRGINIA TRUST NO 3
THOMAS J JAMIESON TRUSTEE
PO BOX 82515
BAKERSFIELD, CA 93380

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".