

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: 63-7349

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
☐ Substitution of Party

XX IC § 42-222 transfer

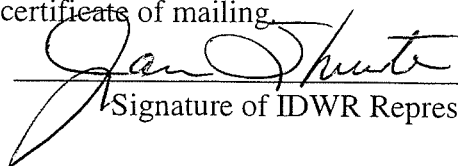
- XX Point of diversion XX Place of use
☐ Period of use ☐ Nature of use
☐ Split of water right ☐ Change in ownership
XX Other

☐ 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: 8/21/12



Signature of IDWR Representative

SCANNED
AUG 28 2012

CERTIFICATE OF MAILING

I certify that on August 22, 2012, 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

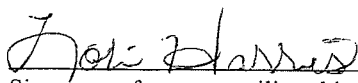
United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

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

3. Copies to all parties to the subcase:

Basin & Range Resource Company LLC	☐ overnight mail
c/o Dorothy Timian Palmer	☒ regular mail
3480 G S Richards Blvd #101	☐ hand-delivered
Carson City NV 89703	☐ facsimile

Dana Hofstetter	☐ overnight mail
608 W Franklin	☒ regular mail
Boise ID 83702	☐ hand-delivered
	☐ facsimile


Signature of person mailing this document

SCANNED

AUG 28 2012

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

RIGHT NUMBER: 63-7349

NAME AND ADDRESS:

BASIN AND RANGE RESOURCE
COMPANY LLC
C/O DOROTHY TIMIAN PALMER
3480 G S RICHARDS BLVD #101
CARSON CITY NV 89703

SOURCE:

Source:

Tributary:

GROUND WATER

QUANTITY:

1.660 CFS

802.000 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 place of use.

Rights 63-3308 and 63-7349 when combined shall not exceed a total annual maximum diversion volume of 1426.5 af at the field headgate, and the irrigation of 317 acres.

Rights 63-3182, 63-3308, 63-3583, 63-7177, 63-7349 and 63-7903 when combined shall not exceed a total diversion rate of 20.35 cfs, a total annual maximum diversion volume of 5733 af at the field headgate, and the irrigation of 1274 acres in a single irrigation season.

Rights 63-3308, 63-3583 and 63-7349 when combined shall not exceed a total diversion rate of 5.84 cfs.

~~Rights 63-3308, 63-3583, 63-7177 and 63-7349 when combined shall not exceed a total diversion rate of 10.54 cfs.~~

PRIORITY DATE: 07/07/1970

POINT OF DIVERSION:

T06N R05W S22 SESW
Within PAYETTE County

T06N R05W S23 SWNE
Within PAYETTE County

T06N R05W S23 NWSW
Within PAYETTE County

T06N R05W S23 NWSESW
Within PAYETTE County

T06N R05W S23 NWSESW
Within PAYETTE County

T06N R05W S23 NESE
Within PAYETTE County

T06N R05W S23 NESE
Within PAYETTE County

T06N R05W S23 NESE
Within PAYETTE County

T06N R05W S23 NWSWSE
Within PAYETTE County

T06N R05W S24 NWNW
Within PAYETTE County

SCANNED

AUG 28 2001

The following rights are diverted through points of diversion described above:
63-3182, 63-3308, 63-3583, 63-7177, 63-7349 and 63-7903.

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	03/01 10/31	1.660 CFS 802.00 AFY

The use of water for irrigation under this right may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water 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 PAYETTE County

T06N R05W S13 SWSW 40.0
T06N R05W S14 SWSW 40.0
T06N R05W S14 SESW 40.0
T06N R05W S14 SWSE 40.0
T06N R05W S14 SESE 40.0
T06N R05W S15 SESE 40.0
T06N R05W S22 NENE 40.0
T06N R05W S22 NWNE 40.0
T06N R05W S22 SWNE 40.0
T06N R05W S22 SENE 40.0
T06N R05W S22 NENW 40.0
T06N R05W S22 SENW 40.0
T06N R05W S22 NESW 40.0
T06N R05W S22 SESW 40.0
T06N R05W S22 NESE 40.0
T06N R05W S22 NWSE 40.0
T06N R05W S22 SWSE 40.0
T06N R05W S22 SESE 40.0
T06N R05W S23 NENE 40.0
T06N R05W S23 NWNE 40.0
T06N R05W S23 SWNE 40.0
T06N R05W S23 SENE 40.0
T06N R05W S23 NENW 40.0
T06N R05W S23 NWNW 40.0
T06N R05W S23 SWNW 40.0
T06N R05W S23 SENW 40.0
T06N R05W S23 NESW 40.0
T06N R05W S23 NWSW 40.0
~~T06N R05W S23 NWSW 30.0~~
T06N R05W S23 SESW 20.0
T06N R05W S23 NESE 40.0
T06N R05W S23 NWSE 40.0
T06N R05W S23 SWSE 20.0
T06N R05W S24 NWNW 40.0
T06N R05W S24 SWNW 40.0
T06N R05W S24 NWSW 20.0

1340 ACRES TOTAL

1370 ACRES TOTAL

SCANNED

AUG 28 2017

The place of use within the SESW and SWSE of S23, T06N, R05W is limited to the north half of those quarter-quarters.

This right is limited to the irrigation of 310 acres within the authorized place of use in a single irrigation season.

The place of use within the NWSW of S24, T06N, R05W is limited to the west half of that quarter-quarter.

~~This water right does not authorize the use of federal public lands.~~

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 record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

The right holder shall accomplish the change authorized by Transfer 77052 ~~77499~~ within one year of the date of the approval.

The right holder shall maintain a measuring device of a type approved by the Department as a part of the diverting works.

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 following rights are diverted through point of diversion located in the SWSE, S23, T06N, R05W: 63-3308, 63-3583, 63-7177, and 63-7349.~~

SCANNED

AUG 28 2012

The place of use within the NWSW of S24, T06N, R05W is limited to the west half of that quarter-quarter.

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