

05/10/2001

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 15, 2001

Water right number: 43-10585'

JOSEPHINE R NEDDO
HC 72 BOX 2066
MALTA ID 83342
Telephone Number: (208)645-2233

ROGER C NEDDO
HC 72 BOX 2066
MALTA ID 83342
Telephone Number: (208)645-2233

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 5/30/01 SIGNATURE: Roger C Neddo
Please print your name: ROGER C NEDDO

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, (208)736-3033

COPY

2002 JAN 25 PM 2: 24

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

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	)	SUBCASE NO. 43-2223A, 43-2224A,
	)	43-2300A, 43-2303A, 43-2322, 43-4169,
Case No. 39576	)	43-10585, 43-10586, 43-10587
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

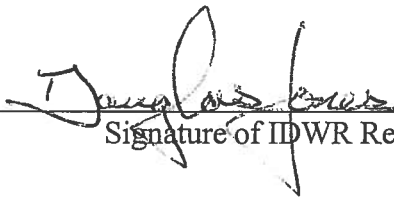
IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

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 *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: _____

1/24/02

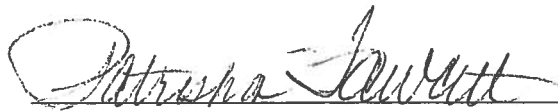


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 1/25, 2002, I mailed the original and copies of this form to the following persons, postage prepaid 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 or attorney of record:
Roger Neddo
Josephine Neddo
1831 S 2330 E
Malta ID 83342
3. One Copy to:
Each party in the subcase or attorney of record:
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. 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

01/23/2002

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

RIGHT NUMBER: 43-2223A

NAME AND ADDRESS: ROGER C NEDDO
1831 S 2330 E
MALTA ID 83342

JOSEPHINE R NEDDO
1831 S 2330 E
MALTA ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.100 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 43-2300A SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE.

PRIORITY DATE: 07/16/1917

POINT OF
DIVERSION:

T13S R27E S30 NWSE Within CASSIA County
T13S R27E S31 NWNE Within CASSIA County
THE POINTS OF DIVERSION DESCRIBED ABOVE REPRESENTS AN UNUSED FACILITY
DUE TO INFREQUENT AVAILABILITY OF WATER. BEFORE WATER MAY BE
DIVERTED UNDER THIS WATER RIGHT, THE WATERUSER MUST FILE A TRANSFER
TO ESTABLISH AN ACTIVE POINT OF DIVERSION, OR SHOW THAT AN EASEMENT
AND MEANS TO CONVEY WATER FROM THE DIVERSION TO THE PLACE OF USE
EXISTS.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.100 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R27E S30	NENE	35.0	T13S R27E S30	SENE	37.0
T13S R27E S30	NESE	19.0			

91 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-2300A IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 91 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 55 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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.
RIGHT NO. 43-2224A IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

01/23/2002

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

RIGHT NUMBER: 43-2224A

NAME AND ADDRESS: ROGER C NEDDO
1831 S 2330 E
MALTA ID 83342

JOSEPHINE R NEDDO
1831 S 2330 E
MALTA ID 83342

SOURCE: RAFT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.600 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION
RATE OF 1.58 CFS. COMBINED RIGHT NOS.: 43-2224A, 43-2322 & 43-4169.

PRIORITY DATE: 08/09/1917

POINT OF
DIVERSION:

T13S R27E S30 NWSE Within CASSIA County
T13S R27E S31 NWNE Within CASSIA County
THE POINTS OF DIVERSION DESCRIBED ABOVE REPRESENTS AN UNUSED FACILITY
DUE TO INFREQUENT AVAILABILITY OF WATER. BEFORE WATER MAY BE
DIVERTED UNDER THIS WATER RIGHT, THE WATERUSER MUST FILE A TRANSFER
TO ESTABLISH AN ACTIVE POINT OF DIVERSION, OR SHOW THAT AN EASEMENT
AND MEANS TO CONVEY WATER FROM THE DIVERSION TO THE PLACE OF USE
EXISTS.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.600 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R27E S29	NWNW	40.0	T13S R27E S29	SWNW	39.0
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79 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-2322 IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 79 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 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

01/23/2002

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO
SECTION 42-1425, IDAHO CODE.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.
RIGHT NO. 43-2223A IS ALSO DIVERTED THROUGH POINTS OF DIVERSION
DESCRIBED ABOVE.

01/23/2002

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

RIGHT NUMBER: 43-2300A

NAME AND ADDRESS: JOSEPHINE R NEDDO
1831 S 2330 E
MALTA ID 83342

ROGER C NEDDO
1831 S 2330 E
MALTA ID 83342

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.820 CFS
364.00 AFY

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 43-2223A SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE.

PRIORITY DATE: 02/24/1947

POINT OF
DIVERSION:

T13S R27E S30 SENESE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.820 CFS 364.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R27E S30	NENE	35.0	T13S R27E S30	SENE	37.0
T13S R27E S30	NESE	19.0			

91 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-2223A IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 91 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 - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

01/24/2002

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
43-2303A	ROGER C NEDDO 1831 S 2330 E MALTA ID 83342	Disallowed	RECOMMENDED AS RIGHT NO. 43-2300A.
	JOSEPHINE R NEDDO 1831 S 2330 E MALTA ID 83342		

01/23/2002

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

RIGHT NUMBER: 43-2322

NAME AND ADDRESS: ROGER C NEDDO
1831 S 2330 E
MALTA ID 83342

JOSEPHINE R NEDDO
1831 S 2330 E
MALTA ID 83342

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.580 CFS
316.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.58 CFS. COMBINED RIGHT NOS.: 43-2224A, 43-2322 & 43-4169. USE OF THIS RIGHT WITH RIGHT NO. 43-4169 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 316 AF.

PRIORITY DATE: 09/15/1948

POINT OF
DIVERSION:

T13S R27E S29 NENWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.580 CFS 316.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R27E S29	NWNW	40.0	T13S R27E S29	SWNW	39.0
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79 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 43-2224A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 79 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 - License

RIGHT NO. 43-4169 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

RIGHT NO. 43-4169 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

01/23/2002

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

RIGHT NUMBER: 43-4169

NAME AND ADDRESS: JOSEPHINE R NEDDO
1831 S 2330 E
MALTA ID 83342

ROGER C NEDDO
1831 S 2330 E
MALTA ID 83342

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.040 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.58 CFS. COMBINED RIGHT NOS.: 43-2224A, 43-2322 & 43-4169. USE OF THIS RIGHT WITH RIGHT NO. 43-2322 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.58 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 316 AF.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

T13S R27E S29 NENWNE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/15	1.040 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R27E S29	NWNE	39.0	T13S R27E S29	SWNE	38.0
T13S R27E S29	NENW	39.0	T13S R27E S29	NWNW	39.0
T13S R27E S29	SWNW	38.0	T13S R27E S29	SENE	38.0

231 ACRES TOTAL

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.
THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-2322 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 43-2322 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

01/23/2002

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

RIGHT NUMBER: 43-10585

NAME AND ADDRESS: JOSEPHINE R NEDDO
1831 S 2330 E
MALTA ID 83342

ROGER C NEDDO
1831 S 2330 E
MALTA ID 83342

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.170 CFS
8.40 AFY

PRIORITY DATE: 08/01/1951

POINT OF
DIVERSION:

T13S R27E S30 NENE Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY
STOCKWATER	01/01 12/31	0.130 CFS 7.20 AFY

PLACE OF USE: DOMESTIC Within CASSIA County

T13S R27E S30 NENE

STOCKWATER Within CASSIA County

T13S R27E S30 NENE

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 - Beneficial Use

PARCEL NO. 13S27E300000A.

STOCKWATER, 200 BEEF STOCK, 2000 SHEEP.

01/24/2002

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
43-10586	ROGER C NEDDO 1831 S 2330 E MALTA ID 83342	Disallowed	NO LAWFUL APPROPRIATION SHOWN.
	JOSEPHINE R NEDDO 1831 S 2330 E MALTA ID 83342		

01/24/2002

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
43-10587	JOSEPHINE R NEDDO 1831 S 2330 E MALTA ID 83342	Disallowed	RECOMMENDED AS RIGHT NO. 43-2300A.
	ROGER C NEDDO 1831 S 2330 E MALTA ID 83342		



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

January 24, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ROGER NEDDO
JOSEPHINE NEDDO
1831 S 2330 E
MALTA ID 83342

RE: SRBA Claim(s) 43-2223A, 43-2224A, 43-2300A, 43-2303A,
43-2322, 43-4169, 43-10585, 43-10586, 43-10587

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist