

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

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Water Rights: 63-201, 63-5179

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

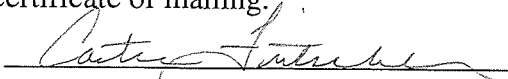
☐ Other

☐ 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: 4-30-14



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 30, 2014, 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	XX 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	XX regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

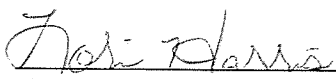
United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	XX regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

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

3. Copies to all parties to the subcase:

The Tina Iest Family LLLP	☐ overnight mail
c/o Helen Tidwell	XX regular mail
5700 S Linder Rd	☐ hand-delivered
Meridian ID 83642	☐ facsimile

Dana Hofstetter	☐ overnight mail
608 W Franklin St	XX regular mail
Boise ID 83702-5509	☐ hand-delivered
	☐ facsimile


Signature of person mailing this document

04/29/2014

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

RIGHT NUMBER: 63-201

NAME AND ADDRESS: ~~ESTATE OF TINA IEST~~
THE TINA IEST FAMILY LLLP
C/O HELEN TIDWELL
5700 S LINDER RD
MERIDIAN ID 83642

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.360 CFS

Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

Right Nos. 63-201, 63-5179 and 63-33855 are limited to a total combined diversion rate of 14.05 cfs. 4.39 cfs of the total combined diversion rate is for conveyance losses incurred between the point of diversion and the place of use.

PRIORITY DATE: 06/01/1878

POINT OF
DIVERSION: T05N R05W S26 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	3.360 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE: IRRIGATION in CANYON County

T05N R05W S26 Lot 5 SWNW	8.00	T05N R05W S26 Lot 7 NESW	7.00
T05N R05W S26 Lot 6 NWSW	32.00	T05N R05W S26 SWSW	24.00
T05N R05W S26 SESW	31.00	T05N R05W S26 SWSE	5.00
T05N R05W S27 Lot 1 NENE	10.00	T05N R05W S27 Lot 2 NWNE	5.00
T05N R05W S27 Lot 1 SENE	39.00		

161 ACRES TOTAL

Right Nos. 63-201, 63-5179 and 63-33855 are limited to the irrigation of a combined total of 161 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 place of use pursuant to Section 42-1425, Idaho Code.

This right originated as all or part of right no. 69 in the Stewart Decree and the historic Boise River Water Masters records.

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

04/29/2014

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

RIGHT NUMBER: 63-5179

NAME AND ADDRESS: ~~ESTATE OF TINA IEST~~
THE TINA IEST FAMILY LLLP
C/O HELEN TIDWELL
5700 S LINDER RD
MERIDIAN ID 83642

SOURCE: DIXIE SLOUGH

TRIBUTARY: BOISE RIVER

QUANTITY: 14.050 CFS

Right Nos. 63-201, 63-5179 and 63-33855 are limited to a total combined diversion rate of 14.05 cfs. 4.39 cfs of the total combined diversion rate is for conveyance losses incurred between the point of diversion and the place of use.

PRIORITY DATE: 04/01/1946

POINT OF
DIVERSION: T05N R05W S36 NESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	14.050 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R05W S26 Lot 5 SWNW	8.00	T05N R05W S26 Lot 7 NESW	7.00
T05N R05W S26 Lot 6 NWSW	32.00	T05N R05W S26 SWSW	24.00
T05N R05W S26 SESW	31.00	T05N R05W S26 SWSE	5.00
T05N R05W S27 Lot 1 NENE	10.00	T05N R05W S27 Lot 2 NWNE	5.00
T05N R05W S27 Lot 1 SENE	39.00		

161 ACRES TOTAL

Right Nos. 63-201, 63-5179 and 63-33855 are limited to the irrigation of a combined total of 161 acres in a single irrigation season.

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

The source of this water right may include waste water. Any waste water remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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