

08/31/2007

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

RIGHT NUMBER: 22-13758

NAME AND ADDRESS: LOMA VISTA RANCH INC
3825 S 7000 W
REXBURG ID 83440

SOURCE: MC MILLAN SLOUGH

TRIBUTARY: SNAKE RIVER

QUANTITY: 2.020 CFS

PRIORITY DATE: 06/01/1895

POINT OF
DIVERSION:

T05N R39E S7 SESESW Within MADISON County

T05N R39E S17 SWNWNE Within MADISON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	2.020 CFS
PLACE OF USE:	<u>IRRIGATION in MADISON County</u>		
	T05N R38E S12 SWNE 31.00	T05N R38E S12 SENE	20.00
	T05N R38E S12 NESE 39.00	T05N R38E S12 NWSE	17.00
	T05N R39E S07 Lot 2 SWNW 21.00	T05N R39E S07 SENW	8.00
	T05N R39E S07 NESW 12.00	T05N R39E S07 Lot 3 NWSW	39.00
	T05N R39E S07 Lot 4 SWSW 28.00	T05N R39E S07 SESW	31.00

246 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 246 acres in a single irrigation season. Combined Right Nos.: 22-13752, 22-13755, 22-13758, 22-13761.

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 is a split from former right 22-13446.

The following rights are diverted through points of diversion described above: 22-13752, 22-13753, 22-13754, 22-13755, 22-13756, 22-13757, 22-13758, 22-13759, 22-13760, 22-13761, 22-13762, 22-13763.



Idaho Department of Water Resources

22-13752, 22-13755, 22-13758, 22-13761

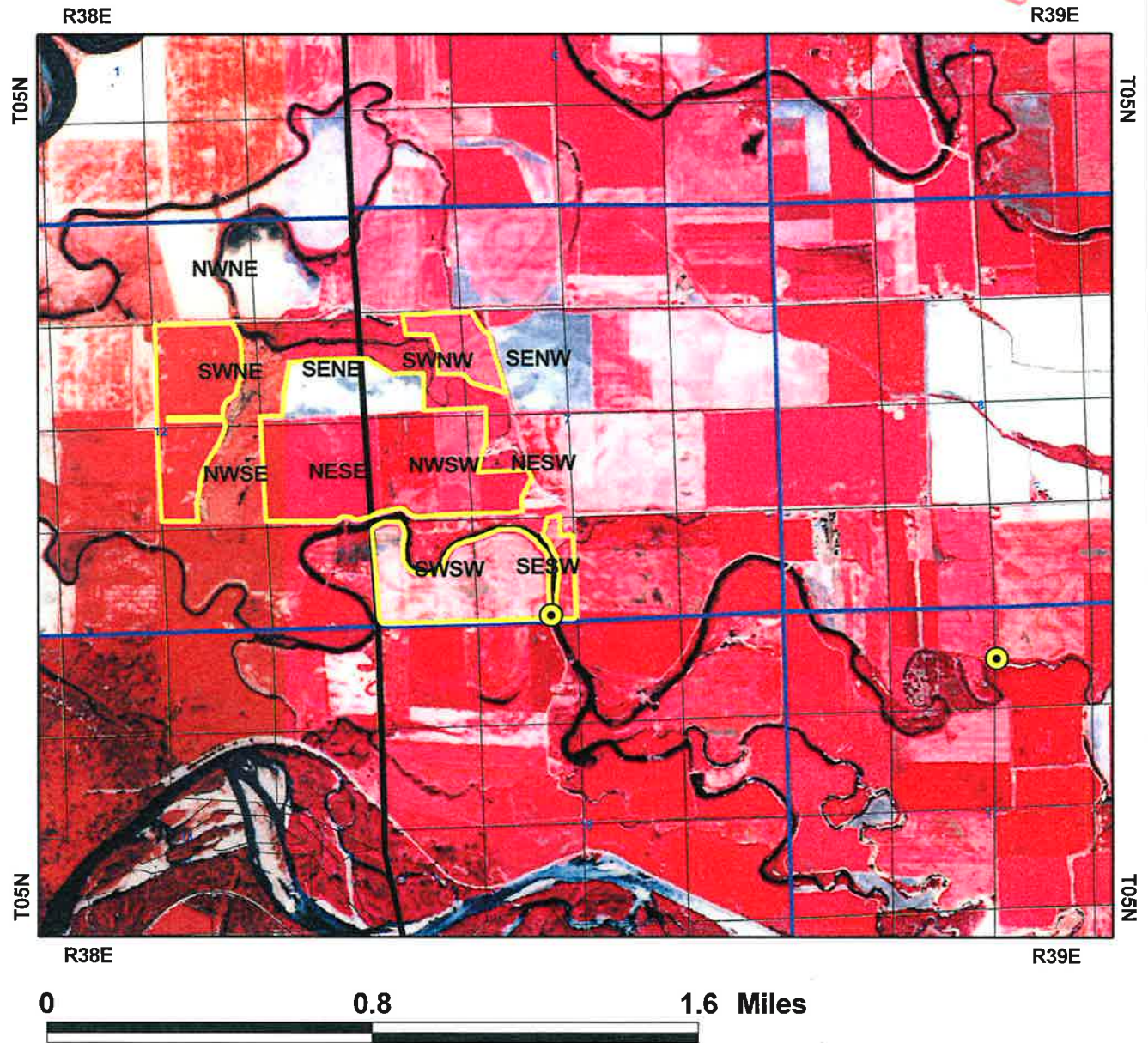
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OCT 22 2007

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Madison County
IDWR Basin 22



Prepared by J. Crabtre
On Thursday, August 23, 2007
1987/88 Aerial Photography



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

August 23, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

LOMA VISTA RANCH
3825 S 7000 W
REXBURG ID 83440

RE: Notice of Change of Water Right Ownership (NCO) for
22-13444, 22-13445, 22-13446, 22-13447 and Notice of Completed
Administrative Proceeding (NCAP)

Dear Claimant:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree

Technical Records Specialist

Enclosure

cc: Floyd Wilcox and Sons

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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: 22-13446 split into
22-13758, 22-13759, 22-13760

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party (split) WILCOX – LOMA VISTA, BOWES, MAXWELL
- ☐ 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: Oct 3, 2007

Ernest Carlson

Signature of IDWR Representative

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OCT 22 2007

CERTIFICATE OF MAILING

I certify that on Oct 12, 2007, 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:
FLOYD WILCOX & SONS INC
1110 GOLDEN BEAUTY DR
REXBURG ID 83440

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
LOMA VISTA RANCH BRENDAN BOWES JAMES & KRISTINE MAXWELL
3825 S 7000 W 3221 NW 56 ST 6067 N SEQUOIA DR
REXBURG ID 83440 OCALA FL 34475 FRESNO CA 93771-1256

4. One copy to:

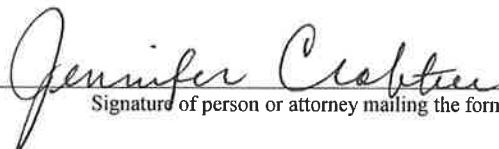
Each party in the subcase, or attorney of record
N/A

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

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OCT 22 2007