



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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

December 5, 2002

Bobcat Development
30 N 1st E
Driggs ID 83442

RE: Transfer #74098 (water right 22-13804 Split into 22-13828 and 22-13829) and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

On July 7, 2008, the Idaho Department of Water Resources (IDWR) approved Transfer #74098, modifying a portion of the above referenced water right(s). Based on this transfer, 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.

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,


Jonie Barg

Technical Records Specialist

cc: Guiomar Hufsmith

SCANNED

DEC 11 2008

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: 22-13804
(Split into 22-13828 and 22-13829)

Case No. 39576)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

☐ Address change

☐ Substitution of Party

☒ I.C. § 42-222 transfer 74098

☒ 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: Dec 1, 2008



Signature of IDWR Representative

SCANNED

DEC 11 2008

CERTIFICATE OF MAILING

I certify that on December 5, 2008, 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:
Guiomar W Hufsmith
PO Box 388
Driggs ID 83422
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
Guiomar W Hufsmith Bobcat Development
PO Box 388 30 N 1st East
Driggs ID 83422 Driggs ID 83442
4. One copy to:
Each party in the subcase, or attorney of record
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

IDAHO DEPARTMENT OF WATER RESOURCES
DIRECTOR'S REPORT OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Water Right Number
22-13804

Status
Disallowed
Split into 22-13828 and 22-13829

SCANNED
DEC 11 2008

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

RIGHT NUMBER: 22-13829

NAME AND ADDRESS: BOBCAT DEVELOPMENT LLC
30 N 1ST EAST
DRIGGS ID 83442

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
5.30 AFY

This right authorizes the diversion of an annual total of 5.3 af to be used for filling of the pond and for the replacement of losses caused by evaporation from the pond.

The pond established by the storage of water under this right shall not exceed a total capacity of 3.4 acre feet or a total surface area of 0.8 acres.

PRIORITY DATE: 02/25/1975

POINT OF
DIVERSION:

T06N R45E S24 NWNWNE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DIVERSION TO STORAGE	01/01 12/31	0.020 CFS
FIRE PROTECTION STORAGE	01/01 12/31	5.30 AFY

Water shall not be diverted from fire protection storage except to fight or repel an existing fire.

PLACE OF USE: FIRE PROTECTION STORAGE in TETON County
T06N R45E S24 NWNE

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.

The right holder shall install and maintain an impermeable liner in the pond(s) to eliminate seepage losses.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Failure of the right holder to comply with the conditions of approved transfer 74098 is cause for the Director to rescind approval of the transfer.

The approved transfer 74098 redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

The right holder shall accomplish the change authorized by approved transfer 74098 by July 7, 2009.

Point of diversion is located within Teton Ridge Ranch Subdivision.

SCANNED

DEC 11 2008

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

RIGHT NUMBER: 22-13828

NAME AND ADDRESS: GUIOMAR W HUFSMITH
PO BOX 388
DRIGGS ID 83422

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.690 CFS
613.20 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 02/25/1975

POINT OF
DIVERSION:

T05N R44E S23 NWSENE Within TETON County
T05N R44E S23 NWSENE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	1.690 CFS 613.20 AFY

PLACE OF USE: IRRIGATION in TETON County

T05N R44E S23	NENE	32.00	T05N R44E S23	NWNE	31.00
T05N R44E S23	SWNE	32.00	T05N R44E S23	SENE	32.00
T05N R44E S23	NESE	20.00	T05N R44E S23	NWSE	31.00
T05N R44E S23	SWSE	33.00	T05N R44E S23	SESE	33.00

244 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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DEC 11 2008

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: 22-13804
(Split into 22-13828 and 22-13829)

Case No. 39576

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative proceeding for the above
mentioned water right(s):

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer 74098
 - ☒ point of diversion
 - ☒ period of use
 - ☒ split of water right
 - ☒ place of use
 - ☒ nature of use
 - ☐ change in ownership

IDWR projects the Administrative Proceeding shall be completed no later than: November
18, 2009

DATED: 11-18-08

Denise M. Lidman
Signature of IDWR Representative

SCANNED

NOV 18 2008

CERTIFICATE OF MAILING

I certify that on November 19, 2008, 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:
Guiomar W Hufsmith
PO Box 388
Driggs ID 83422

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Bobcat Development LLC
30 N 1st E
Driggs ID 83442

4. One copy to:

Each party in the subcase, or attorney of record

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

SCANNED
NOV 18 2008