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Department of Water Resources

DISTRICT COURT-SRBA  
Fifth Judicial District  
County of Twin Falls State of Idaho

SEP - 2 2003

By \_\_\_\_\_ Clerk  
Deputy Clerk

**AMENDED DIRECTOR'S REPORT**

**Subcase No. 63-5047B**

In Re SRBA

Twin Falls County Civil Case No. 39576

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources  
Karl J. Dreher, Director  
David R. Tuthill, Jr., Adjudication Bureau Chief

Aug. 27, 2003

### DESCRIPTIVE SUMMARY

This is an Amended Director's Report submitted by the Director of the Idaho Department of Water Resources.

### DISCUSSION

Pursuant to the verbal *Motion to Amend Claim*, the *Bench Order* granting *Motion to Amend Claim* and verbal order setting a deadline for the *Amended Director's Report* occurring at the initial hearing on July 29, 2003, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase (see attached print-out).

Respectfully submitted this 27<sup>th</sup> day of August, 2003.

  
\_\_\_\_\_  
DAVID R. TUTHILL, JR.  
Adjudication Bureau Chief

## CERTIFICATE OF SERVICE

I certify that on August 28, 2003, I served the original and/or copies of this form, including all attachments, to the following persons by delivering the original and/or copies, as follows:

1. Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, Idaho 83303-2707

☐ Overnight Mail  
☒ Regular Mail  
☐ Hand-Delivered  
☐ Facsimile

2. Copies to:

U.S. Dept. of Justice  
Environment & Natural Resources Division  
550 West Fort Street, MSC 033  
Boise, ID 83724

Chief, Natural Resource Division  
Office of the Attorney General  
P.O. Box 44449  
Boise, ID 83711-4449

James P. Speck  
Speck & Aanestad  
120 East Avenue  
P.O. Box 987  
Ketchum, ID 83340

Boise County Courthouse  
415 Main Street  
Idaho City, ID 83631

  
\_\_\_\_\_  
Signature of person delivering form

IDAHO DEPARTMENT OF WATER RESOURCES  
AMENDED RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-5047B

NAME AND ADDRESS: BART A BRASSEY  
2202 E CANE ST  
BOISE ID 83712

DOROTHY M BRASSEY  
2202 E CANE ST  
BOISE ID 83712

SOURCE: TRAIL CREEK

TRIBUTARY: CLEAR CREEK

QUANTITY: 2.980 CFS 2.35 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1863 04/01/1863

POINT OF DIVERSION:

T07N R04E S27 SESESW Within BOISE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>           |
|-----------------------|----------------------|---------------------------|
| <u>STOCKWATER</u>     | <u>01/01 12/31</u>   | <u>0.070 CFS</u>          |
| IRRIGATION            | 04/01 10/31          | <u>2.980 CFS 2.35 CFS</u> |

PLACE OF USE: STOCKWATER Within BOISE County

T07N R04E S26 SWSW

T07N R04E S27 SESW

T07N R04E S27 SWSE

T07N R04E S27 SESE

T07N R04E S34 NWNE

T07N R04E S34 NENW

IRRIGATION Within BOISE County

T07N R04E S26 SWSW 32.0

T07N R04E S27 SESW 12.0

T07N R04E S27 SWSE 35.0

T07N R04E S27 SESE 34.0

T07N R04E S34 S27 NWNE 1.5

T07N R04E S34 S27 NENW 3.0

117.5 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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

Stockwater use is for 250 range cattle.