

COPY



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

2003 DEC 22 AM 10 01

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

RECEIVED

DEC 23 2003

Department of Water Resources

December 18, 2003

Eric Wildman
Staff Attorney
SRBA District Court
P.O. Box 2707
Twin Falls, ID 83307-2707

Re: Recommendation for Water Right No. 29-7504

Dear Eric,

IDWR filed the Basin 29 Director's Report for I & O with the SRBA Court on July 11, 2003. Recently, IDWR discovered a clerical error in the recommendation for 29-7504 that left off an essential element of the water right description, particularly the volume amount for this ground water right and the domestic use. The objection deadline for Basin 29 was November 14, 2003. To date, no objection has been filed, however due to the clerical nature of the error, IDWR suggests that the Court consider setting aside the recommendation issued for 29-4148 on its own motion pursuant to IRCP 60 (a). A corrected recommendation is enclosed herein in strikeout/underline format.

Please call me if you would like to discuss this matter further. I can be reached at (208) 327-7900.

Sincerely,

A handwritten signature in cursive script, reading "Susan Hamlin Nygard".

Susan Hamlin Nygard
Deputy Attorney General
Idaho Department of Water Resources

cc: (w/enclosure) Great Western Malting Co.

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AMENDED DIRECTOR'S REPORT

Subcase No. 29-7504

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

December 18, 2003

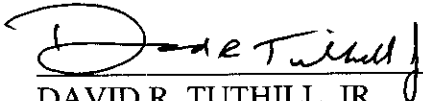
DESCRIPTIVE SUMMARY

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

DISCUSSION

IDWR filed the Basin 29 Director's Report for I & O with the SRBA Court on July 11, 2003. Recently, IDWR discovered a clerical error in the recommendation for 29-7504 that left off an essential element of the water right description, particularly the volume amount for this ground water right and the domestic use. The objection deadline for Basin 29 was November 14, 2003. To date, no objection has been filed. Therefore, due to the clerical nature of the error, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase.

Respectfully submitted this 10th day of December, 2003.



DAVID R. TUTHILL, JR.
Adjudication Bureau Chief

CERTIFICATE OF MAILING

I certify that on December 18, 2003, I mailed and/or delivered the original and copies of this form, including all attachments, to the following interested parties, by placing them in sealed envelopes, addressed as follows:

1. Original to:

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

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

2. Copies to:

Chief, Natural Resource Division
Office of the Attorney General
Box 83720
Boise, ID 83720-0010

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

United States Department of Justice
Environment & Natural Resources Div.
550 West Fort Street MSC 033
Boise, ID 83724

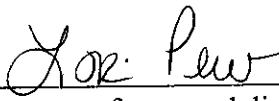
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Great Western Malting Co.
1666 Kraft Rd.
Pocatello, ID 834204

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

Bannock County Clerk
624 E. Center, Room 211
Pocatello, ID 83201-6274

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



Signature of person delivering form

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

RIGHT NUMBER: 29-7504

NAME AND ADDRESS:

GREAT WESTERN MALTING CO
1666 KRAFT RD
POCATELLO ID 83204

SOURCE: Source: GROUND WATER

Tributary:

QUANTITY: 3.250 CFS
672.700 AFY

PRIORITY DATE: 09/20/1979

POINT OF DIVERSION:

T06S R34E S16 SESW Within BANNOCK County
5 points of diversion located in SESW, S16, T6S, R34E.

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
INDUSTRIAL	01/01 12/31	3.230 CFS <u>672.10 AFY</u>
DOMESTIC	01/01 12/31	0.020 CFS <u>0.60 AFY</u>

Domestic use is for employees at malting & distilling plant.
Industrial use is for Great Western Malting Co.

PLACE OF USE:

INDUSTRIAL within BANNOCK County
T06S R34E S16 SESW
DOMESTIC within BANNOCK County
T06S R34E S16 SESW

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

Return water shall be treated to insure that the effluent meets Idaho Water Quality Standards.