

COPY

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

2004 FEB 24 PM 12 41

AMENDED DIRECTOR'S REPORT

Subcase No. 65-22328

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

February 18, 2004

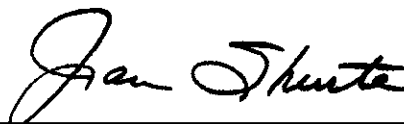
DESCRIPTIVE SUMMARY

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

DISCUSSION

Pursuant to additional investigation and review of the Warranty Deed executed between George W. Dovel and Randy Heffner, on or about October 9, 1998, which is on file with IDWR, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase (see attached print-out).

Respectfully submitted this 23 day of February, 2004.

A handwritten signature in black ink, reading "Jan Shurte". The signature is fluid and cursive, with the first name "Jan" and last name "Shurte" clearly distinguishable.

JAN SHURTE
Water Rights Supervisor
Western Regional Office

CERTIFICATE OF SERVICE

I certify that on Feb. 23, 2004, 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 and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

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

George Dovel
434 Pioneer Road
Horseshoe Bend, ID 83629

Randy & Amy Heffner
14 Hill Creek Road
Horseshoe Bend, ID 83629

Boise County Courthouse
415 Main St.
Idaho City, ID 83631

Dori Harris
Signature of person delivering form

02/17/2004

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

RIGHT NUMBER: 65-22328

NAME AND ADDRESS: RANDY HEFFNER
14 HILL CREEK RD
HORSESHOE BEND ID 83629

AMY HEFFNER
14 HILL CREEK RD
HORSESHOE BEND ID 83629

SOURCE: PORTER CREEK

TRIBUTARY: PAYETTE RIVER

QUANTITY: ~~1.52~~ 1.490 CFS

PRIORITY DATE: 06/01/1908

POINT OF DIVERSION:

T07N R02E S12 NWSE Within BOISE County

T07N R03E S7 SWNW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	~~1.52~~ 1.490 CFS

PLACE OF USE: IRRIGATION Within BOISE County

T07N R02E S12	NESW	31.0	T07N R02E S12	SWSW	17.0
T07N R02E S12	SESW	6.0			

54 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.

Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.

This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

EXPLANATORY MATERIAL: Decreed