

COPY

RECEIVED
JUL 01 2004
Department of Water Resources

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

JUN 25 2004

By _____
Clerk
Deputy Clerk

AMENDED DIRECTOR'S REPORT

Subcase No. 29-322

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

June 25, 2004

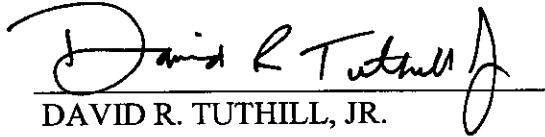
DESCRIPTIVE SUMMARY

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

DISCUSSION

Pursuant to the *Motion to File Amended Notice of Claim* filed on May 13, 2004 and the *Oral Order Granting Motion to File Amended Notice of Claim* issued by Special Master Bilyeu on or about May 26, 2004, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase (see attached print-out).

Respectfully submitted this 25th day of June, 2004.



DAVID R. TUTHILL, JR.
Adjudication Bureau Chief

CERTIFICATE OF SERVICE

I certify that on 6/25, 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

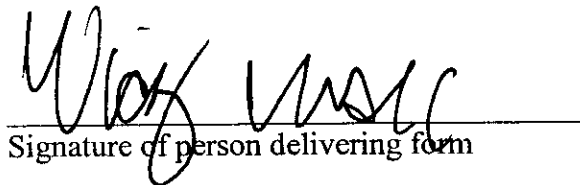
2. Copies to:

U.S. Dept. of Justice
Environment & 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

Randall C. Budge
PO Box 1391
Pocatello, ID 83204-1391

Bannock County Courthouse
624 E. Center St
Pocatello, ID 83205



Signature of person delivering form

06/10/2004

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

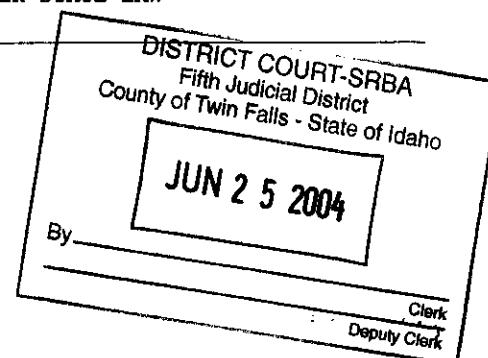
RIGHT NUMBER: 29-322

NAME AND ADDRESS: DAVID MARK TREASURE
2615 N 800 E
LOGAN UT 84321

DEBBIE TREASURE
218 S 100 W
LOGAN UT 84321

BONNIE JENKINS
368 S MAIN
MALAD ID 83252

ELIZABETH VAUGHAN
100 E 12TH ST
MC CAMMON ID 83250



SOURCE: BIRCH CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 4.780 CFS

The amount of water diverted under this water right may not exceed 4/24 of the stream flow of Birch Creek at the point of diversion described below at any given time. This water right shall not provide more than .02 cubic feet per second per acre at any time.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.78 CFS. COMBINED RIGHT NOS.: 29-320, 29-321, 29-322.

PRIORITY DATE: 10/10/1878

POINT OF DIVERSION:

T11S R36E S36 NENWNW Rediversion Within BANNOCK County
T12S R36E S23 SESENE Rediversion Within BANNOCK County
T12S R36E S27 SWNWSW Injection Within BANNOCK County
T12S R36E S27 SWNWSW Within BANNOCK County
T12S R36E S27 SENWSW Injection Within BANNOCK County
T12S R36E S27 SENWSW Within BANNOCK County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	4.780 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County			
T11S R36E S25	NESW	10.0	T11S R36E S25 NWSW 17.0
T11S R36E S25	SWSW	14.0	T11S R36E S25 SESW 28.0
T11S R36E S25	SWSE	30.0	T11S R36E S25 SESE 9.9
T11S R36E S26	NESE	11.0	T11S R36E S26 NWSE 2.2
T11S R36E S26	SWSE	18.0	T11S R36E S26 SESE 34.0
T11S R36E S35	NENE	1.1	T11S R36E S36 NENE 12.0
T11S R36E S36	NWNE	8.1	T11S R37E S30 Lot 3 NWSW 8.5
T11S R37E S30 Lot 4	SWSW	35.0	

06/10/2004

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

238.8 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 238.8 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-320, 29-321, 29-322.

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: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

WATER IS DELIVERED THROUGH BIRCH CREEK CANAL (DITCH).

