

Previously fax filed DMS Date 8-9-2004

AMENDED DIRECTOR'S REPORT

Subcase No. 29-11300

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

August 6, 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 *Oral Motion to File Amended Notice of Claim* heard on or about April 21, 2004 and the *Order Setting Deadlines and Status Conference* issued by Special Master Bilyeu on or about May 4, 2004 along with the extension of time in which to file this report, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase (see attached print-out).

Respectfully submitted this 6th day of August, 2004.



DAVID R. TUTHILL, JR.
Adjudication Bureau Chief

CERTIFICATE OF SERVICE

I certify that on Aug 9, 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:

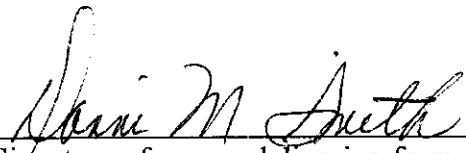
U.S. Dept. of Justice
Environment & Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

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

Josephine P. Beeman
409 West Jefferson Street
Boise, ID 83702

Barton & Jeri Armstrong
9021 Gibson Jack
Pocatello, ID 83204

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



Signature of person delivering form

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

RIGHT NUMBER: 29-11300

NAME AND ADDRESS:

BARTON ARMSTRONG
9021 GIBSON JACK
POCATELLO ID 83204

JERI ARMSTRONG
9021 GIBSON JACK
POCATELLO ID 83204

SOURCE:

Source:
GIBSON JACK CREEK

Tributary:

PORTNEUF RIVER

QUANTITY:

0.150 CFS

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

PRIORITY DATE:

04/01/1945

POINT OF DIVERSION:

T07S R35E S17 NWSWSW

Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/01 10/31

0.150 CFS

STOCKWATER

01/01 12/31

0.020 CFS

PLACE OF USE:

IRRIGATION

within BANNOCK County

T07S R35E S17 SWSW 8.0

~~T07S R35E S17 SWSW 5.5~~

STOCKWATER Same As IRRIGATION

8 ACRES TOTAL

~~5.5 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 stock water use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - Beneficial Use



Previously fax filed *ilms* Date: *8-9-2004*

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

August 6, 2004

Special Master Brigette Bilyeu
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

Re: SRBA Subcase No. 29-11300

Dear Special Master Bilyeu:

The enclosed Amended Director's Report was due on July 23, 2004. However, the Department did not meet that deadline. The objection and response periods will need to be changed accordingly. I apologize for the delay in this matter.

Very Truly Yours,

A handwritten signature in cursive script, reading "Candice M. McHugh".

Candice M. McHugh
Deputy Attorney General, IDWR

cc: Armstrongs

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
685	8/ 9 11:29AM	1'30"	12087362121	Send	5 / 5	EC120	Completed

Total 1'30" Pages Sent: 5 Pages Printed: 0



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
JENNIFER L. WARDEN

August 9, 2004

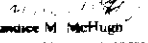
Special Master Brigitte Belven
Snake River Basin Adjudication
151 Third Avenue North
P.O. Box 270
Twin Falls, Idaho 83303-270

Re: SRBA Subcase No. 2004-000

Dear Special Master Belven:

The enclosed Amended Director's Report was due on July 23, 2004. However, the Department did not meet that deadline. The objection and response periods will need to be changed accordingly. I apologize for the delay in this matter.

Very Truly Yours,


Justice M. McHugh
Deputy Attorney General IDWR

cc: Armstrongs

HP LaserJet 3100
Printer/Fax/Copier/Scanner

SEND CONFIRMATION REPORT for
WATER RESOURCES
2083275400
Aug-9-04 11:34AM

Job	Start Time	Usage	Phone Number or ID	Type	Pages	Mode	Status
687	8/9/04 11:33AM	0'49"	3310954	Send	4 4	EC144	Completed
Total		0'49"	Pages Sent: 4	Pages Printed: 0			

AMENDED DIRECTOR'S REPORT

Settlement No. 29-11388

In Re SRBA

Twinn Falls County Civil Case No. 03-06

Report to the SRBA District Court

Prepared by the Twinn Department of Water Resources
Karl J. Dwyer, Director
David R. Futh, Jr., Administration Services Officer

August 6, 2004