

AMENDED DIRECTOR'S REPORT

Subcase No. 31-7016

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

May 17, 2002

DESCRIPTIVE SUMMARY

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

DISCUSSION

Pursuant to Special Master Bilyeu's *Order Granting Motion To Amend Claim and Setting Subcase Deadline and Hearings on Record* issued March 27, 2002, the Director submits for filing with the Court, an Amended Director's Report for Subcase No. 31-7016. This subcase is the uncontested water right to Subcase No. 31-11623. The amended claim for 31-11623 changed the place of use of that water right to the same place of use for Water Right No. 31-7016. Therefore, the remarks for Water Right No. 31-7016 have changed. An Amended Director's Report for 31-11623 was also filed today with the SRBA Court.

Respectfully submitted this 17th day of May, 2002.



DAVID R. TUTHILL, JR.
Adjudication Bureau Chief

05/10/2002

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

RIGHT NUMBER: 31-7016
NAME AND ADDRESS: WAHOO INC
3930 E 2000 N
SUGAR CITY ID 83448

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 5.52 CFS
828.0 AFY

USE OF THIS RIGHT WITH RIGHT NO. 31-11623 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 5.52 CFS.

PRIORITY DATE: 01/16/1969

POINT OF DIVERSION:

T06N R35E S12 SESESE Within JEFFERSON County

T06N R36E S7 SWNWSE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/01	5.520 CFS 828.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY
AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER
ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY
1 AND AFTER OCTOBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER
RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A
PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR
THIS RIGHT.

PLACE OF USE: IRRIGATION Within JEFFERSON County

T06N R35E S13	NENE	40.0	T06N R35E S13	NWNE	34.0
T06N R35E S13	SWNE	34.0	T06N R35E S13	SENE	34.0
T06N R36E S18	NWNE	2.1	T06N R36E S18	SWNE	1.9
T06N R36E S18	NENW	36.0	T06N R36E S18 Lot 1	NWNW	36.0
T06N R36E S18 Lot 2	SWNW	30.0	T06N R36E S18	SENE	35.0

283 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 276 ACRES WITHIN THE PLACE OF
USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NO. 31-11623 IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 283 ACRES IN A SINGLE IRRIGATION SEASON.

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: License

05/10/2002

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

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.

RIGHT NO. 31-11623 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

USE OF WATER ON LANDS IN T6N, R36E, S18, NWNE AND SWNE IS PURSUANT TO
STATE CROPLAND LEASE NO. C-8050.

CERTIFICATE OF MAILING

I certify that on May 17, 2002, 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

Ray Rigby
Attorney for Wahoo, Inc.
P.O. Box 250
Rexburg, ID 83440-0250

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

Steven J. Schuster
Attorney for IDL
P.O. Box 83720
Boise, ID 83720-0010

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

David Negri
Attorney for USFS
550 W. Fort St., MSC 033
Boise, ID 83724

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

Jefferson County Clerk
P.O. Box 275
Rigby, ID 83442

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

Wick Music
Signature of person delivering form