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DEPARTMENT OF WATER RESOURCES
TWIN FALLS, IDAHO

AMENDED DIRECTOR'S REPORT

Subcase Nos. 37-7738 and 37-7746

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT 23 2006	
By _____	Clerk
_____	Deputy Clerk

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
Donald V. Shaff, Manager Adjudication Technical Section

October 23, 2006

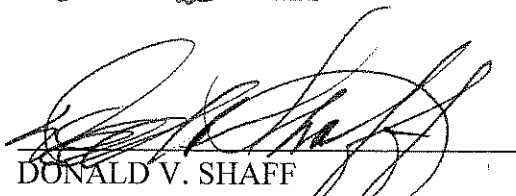
DESCRIPTIVE SUMMARY

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

DISCUSSION

Pursuant to the Special Master's *Order Setting Deadlines and Status Conference* dated August 31, 2006, the Director was to submit for filing with the Court, an Amended Director's Report for subcases 37-7738 and 37-7746. The beneficial use portions originally claimed in the aforementioned licensed rights have been deleted and are being reported under late claim number 37-21960. A Director's Report for right 37-21960 is being submitted concurrently with this Amended Director's Report. The Director's Report for 37-21960 recommends a portion of the use previously recommended pursuant to the original Director's Report for 37-7746, as well as all of the use previously recommended pursuant to the original Director's Report for 37-7738. The portion of the use pursuant to 37-7746 that is not recommended as part of 37-21960 is re-recommended in the Amended Director's Report for 37-7746. Because all of the use covered by 37-7738 is now being recommended as part of 37-21960, the Amended Director's Report for 37-7738 now recommends that the claim be disallowed.

Respectfully submitted this 23 day of October, 2006.


DONALD V. SHAFF
Manager Adjudication Bureau

10/20/2006

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

RIGHT NUMBER: 37-7738

NAME AND ADDRESS: DUANE E CUTRIGHT
454 RIVER RD
BLISS ID 83314

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Recommended as Right No. 37-21960.

EXPLANATORY MATERIAL: BASIS OF CLAIM -

Recommended as Right No. 37-21960: This is included for a claim that is proposed to be disallowed because the right claimed is recommended pursuant to another right. The remark indicates the water right number of the other right that is proposed to be recommended. If you are not mailed a notice of the recommendation of the other right, then the other right is recommended in another claimants name.

10/20/2006

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

RIGHT NUMBER: 37-7746

NAME AND ADDRESS: DUANE E CUTRIGHT
454 RIVER RD
BLISS ID 83314

SOURCE: SPRING

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.110 CFS
54.700 AFY

PRIORITY DATE: 12/09/1978

POINT OF DIVERSION:

T06S R13E S21 NWNWNW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.110 CFS 54.70 AFY

PLACE OF USE: IRRIGATION Within GOODING County

T06S R13E S16	SWSW	6.00	T06S R13E S21	NWNW	9.00
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15 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The remainder of this right has been recommended as Right No.
37-21960.

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

CERTIFICATE OF SERVICE

I certify that on October 23, 2006, I caused to be served a true and correct copy of this Amended Director's Report, to the following persons, in the manner indicated and 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 *mailed*
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

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

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

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

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

Gooding County Courthouse
624 Main St.
P.O. Box 27
Gooding, ID 83333

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

Duane E. Cutright
454 River Rd
Bliss, ID 83314

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



Signature of person delivering form