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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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AMENDED DIRECTOR'S REPORT

2007 MAR 19 AM 10 51

Subcase No. 22-7271

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DEPARTMENT OF
WATER RESOURCES

In Re SRBA

Twin Falls County Civil Case No. 39576

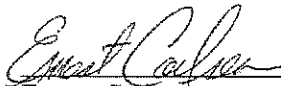
Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources
David R. Tuthill, Jr., Interim Director
Donald V. Shaff, Adjudication Bureau Chief

March 12, 2007

DESCRIPTIVE SUMMARY

Attached is an Amended Director's Report for water right no. 22-7271 submitted by the Director of the Idaho Department of Water Resources. Amended Director's Reports are also being filed simultaneously in subcase numbers 22-7287 and 22-12656 to accurately reflect the terms of the settlement of the objections in subcase numbers 22-7210, 22-7313A and 22-7313B.



Ernest Carlsen
Water Resources Program Manager

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

RIGHT NUMBER: 22-7271

NAME AND ADDRESS: VAL E SCHWENDIMAN FARMS INC
9633 E HWY 33
NEWDALE ID 83436

SOURCE: TETON RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 18,000 CFS
3,784.50 AFY

Emc

Use of this right with Right Nos. 22-7210, 22-7271, 22-7313A, and 22-7313B is limited to a total combined diversion rate of 28.1 cfs and to a total combined annual diversion volume of 11,476.5 AF.

The combined rights listed above with Right No 22-7287 and 22-12656 are limited to a total combined diversion rate of 33.22 cfs and to a total annual diversion volume of 13,607.3 AF.

PRIORITY DATE: 02/03/1978

POINT OF
DIVERSION:

T07N R42E S23 SENWSE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 07/15	18,000 CFS 3,784.50 AFY

PLACE OF USE: IRRIGATION in MADISON County

T06N R42E S02 Lot 1 NENE	39.00	T06N R42E S02 Lot 2 NWNE	39.00
T06N R42E S02 SWNE	39.00	T06N R42E S02 SENE	39.00
T06N R42E S02 Lot 3 NENW	39.00	T06N R42E S02 Lot 4 NWNW	39.00
T06N R42E S02 SWNW	39.00	T06N R42E S02 SENW	39.00
T06N R42E S02 NESW	39.00	T06N R42E S02 NWSW	39.00
T06N R42E S02 SWSW	39.00	T06N R42E S02 SESW	39.00
T06N R42E S02 NESE	39.00	T06N R42E S02 NWSE	39.00
T06N R42E S02 SWSE	39.00	T06N R42E S02 SESE	39.00
T06N R42E S10 NENE	40.00	T06N R42E S10 NWNE	40.00
T06N R42E S10 SWNE	36.00	T06N R42E S10 SENE	31.00
T06N R42E S10 NESW	40.00	T06N R42E S10 NWSW	40.00
T06N R42E S10 NESE	40.00	T06N R42E S10 NWSE	40.00
T06N R42E S11 NENE	39.00	T06N R42E S11 NWNE	39.00
T06N R42E S11 SWNE	39.00	T06N R42E S11 NENW	39.00
T06N R42E S11 NWNW	39.00	T06N R42E S11 SWNW	39.00
T06N R42E S11 SENW	39.00	T07N R42E S21 NENE	7.00
T07N R42E S21 SENE	32.00	T07N R42E S21 NESE	38.00
T07N R42E S22 NENE	14.00	T07N R42E S22 NWNE	14.00

IDAHO DEPARTMENT OF WATER RESOURCES
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T07N R42E S22	SWNE	4.20	T07N R42E S22	SWNE	35.00
T07N R42E S22	SENE	30.00	T07N R42E S22	SENE	9.20
T07N R42E S22	NENW	31.00	T07N R42E S22	NWNW	31.00
T07N R42E S22	SWNW	20.00	T07N R42E S22	SWNW	20.00
T07N R42E S22	SENW	40.00	T07N R42E S22	NESW	17.00
T07N R42E S22	NWSW	36.00	T07N R42E S22	NESE	39.00
T07N R42E S22	NWSE	39.00	T07N R42E S23	NWNW	2.80
T07N R42E S23	SWNW	29.00	T07N R42E S23	SENW	3.10
T07N R42E S23	NESW	13.00	T07N R42E S23	NESW	11.00
T07N R42E S23	NWSW	0.20	T07N R42E S23	NWSW	39.00
T07N R42E S23	SWSW	40.00	T07N R42E S23	SESW	3.00
T07N R42E S23	SESW	35.00	T07N R42E S23	SWSE	12.00
T07N R42E S26	NWNE	15.00	T07N R42E S26	NWNE	8.30
T07N R42E S26	SWNE	14.00	T07N R42E S26	SWNE	21.00
T07N R42E S26	SENE	2.20	T07N R42E S26	NENW	40.00
T07N R42E S26	NWNW	40.00	T07N R42E S26	SWNW	40.00
T07N R42E S26	SENW	40.00	T07N R42E S26	NESW	27.00
T07N R42E S26	NESW	9.30	T07N R42E S26	NWSW	40.00
T07N R42E S26	SWSW	40.00	T07N R42E S26	SESW	20.00
T07N R42E S26	SESW	20.00	T07N R42E S26	NESE	1.60
T07N R42E S26	NWSE	12.00	T07N R42E S26	NWSE	0.80
T07N R42E S26	SWSE	7.10	T07N R42E S27	NENE	40.00
T07N R42E S27	NWNE	40.00	T07N R42E S27	SWNE	40.00
T07N R42E S27	SENE	40.00	T07N R42E S27	NENW	40.00
T07N R42E S27	NWNW	40.00	T07N R42E S27	SWNW	40.00
T07N R42E S27	SENW	40.00	T07N R42E S27	NESW	40.00
T07N R42E S27	NWSW	40.00	T07N R42E S27	SWSW	40.00
T07N R42E S27	SESW	40.00	T07N R42E S27	NESE	40.00
T07N R42E S27	NWSE	40.00	T07N R42E S27	SWSE	40.00
T07N R42E S27	SESE	40.00	T07N R42E S28	NENE	38.00
T07N R42E S28	SWNE	40.00	T07N R42E S28	SENE	40.00
T07N R42E S28	SWSW	40.00	T07N R42E S28	SESW	40.00
T07N R42E S28	NESE	40.00	T07N R42E S28	NWSE	40.00
T07N R42E S28	SWSE	40.00	T07N R42E S28	SESE	40.00
T07N R42E S33	NENW	40.00	T07N R42E S35	NWNE	27.00
T07N R42E S35	SWNE	39.00	T07N R42E S35	SENE	16.00
T07N R42E S35	NENW	40.00	T07N R42E S35	NWNW	40.00
T07N R42E S35	SWNW	40.00	T07N R42E S35	SENW	39.00
T07N R42E S35	NESW	39.00	T07N R42E S35	NWSW	39.00

Emc

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

T07N R42E S35	SWSW	39.00	T07N R42E S35	SESW	39.00
T07N R42E S35	NESE	38.00	T07N R42E S35	NWSE	39.00
T07N R42E S35	SWSE	39.00	T07N R42E S35	SESE	39.00
T07N R42E S36	NWSW	12.00	T07N R42E S36	SWSW	39.00

3887.8 ACRES TOTAL

This right is limited to the irrigation of 2600 acres within the place of use described above in a single irrigation season.

Right Nos. 22-7210, 22-7271, 22-7287, 22-7313A, 22-7313B, and 22-12656 are limited to the irrigation of a combined total of 3,887.5 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.

Totalizing measuring devices shall be maintained at the point of diversion.

This right is subject to regulation by the watermaster of Water District No. 01.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The combined annual volume of water under this right and right 22-7210 shall not exceed 9100 AFA.

Right Nos. 22-7210, 22-7313A, and 22-7313B are rediverted through point of diversion described above.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF SERVICE

I certify that on March 15, 2007, 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	☒ U.S. Mail, Postage Prepaid
Snake River Basin Adjudication	☐ Facsimile
253 Third Avenue North	☐ E-mail
P.O. Box 2707	☐ Hand-Delivered
Twin Falls, Idaho 83303-2707	

2. Copies to:

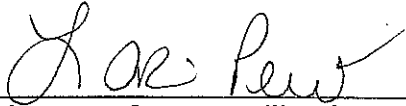
VAL E. SCHWENDIMAN FARMS, INC.	☒ U.S. Mail, Postage Prepaid
9633 HWY 33	☐ Facsimile
NEWDALE, ID 83436	☐ E-mail
	☐ Hand-Delivered

STATE OF IDAHO	☐ U.S. Mail, Postage Prepaid
Represented by:	☐ Facsimile
NATURAL RESOURCES DIV CHIEF	☐ E-mail
STATE OF IDAHO	☒ Hand-Delivered
ATTORNEY GENERAL'S OFFICE	
PO BOX 44449	
BOISE, ID 83711-4449	

UNITED STATES OF AMERICA	☒ U.S. Mail, Postage Prepaid
Represented by:	☐ Facsimile
US DEPARTMENT OF JUSTICE	☐ E-mail
ENVIRONMENT & NATL' RESOURCES	☐ Hand-Delivered
550 WEST FORT STREET, MSC 033	
BOISE, ID 83724	

DIRECTOR OF IDWR	☐ U.S. Mail, Postage Prepaid
P.O. BOX 83720	☐ Facsimile
BOISE, ID 83720-0098	☐ E-mail
	☒ Hand-Delivered

MADISON COUNTY COURTHOUSE	☒ U.S. Mail, Postage Prepaid
P.O. BOX 389	☐ Facsimile
REXBURG, ID 83440-0389	☐ E-mail
	☐ Hand-Delivered


signature of person mailing document