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DEPARTMENT OF  
WATER RESOURCES

**AMENDED DIRECTOR'S REPORT**

**Subcase No. 21-12906**

In Re SRBA

Twin Falls County Civil Case No. 39576

|                                                                                  |              |
|----------------------------------------------------------------------------------|--------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>of Twin Falls - State of Idaho |              |
| MAY 11 2007                                                                      |              |
| By _____                                                                         | Clerk        |
| _____                                                                            | Deputy Clerk |

Report to the SRBA District Court

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

May 11, 2007

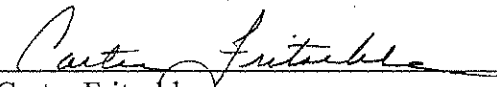
### **DESCRIPTIVE SUMMARY**

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 April 12, 2007, the hearing held on April 26, 2007, and the *Order Granting Motion to File Amended Claim and Setting Subcase Deadlines* issued by Special Master Bilyeu on or about May 1, 2007, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase (see attached print-out).

Respectfully submitted this 11<sup>th</sup> day of May, 2007.

  
Carter Fritschle  
Acting Adjudication Bureau Chief

## CERTIFICATE OF SERVICE

I certify that on 5-11, 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  
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

*Via Statehouse Mail*

C Timothy Hopkins  
428 Park Avenue  
PO Box 51219  
Idaho Falls, ID 83405-1219

Stephen C Cann  
The Nature Conservancy  
2424 Spruce St, Suite 100  
Boulder, CO 80302

Fremont County Courthouse  
151 W 1<sup>st</sup> N Rm 15  
St. Anthony, ID 83445

*Becky Haway*  
Signature of person delivering form

IDAHO DEPARTMENT OF WATER RESOURCES  
AMENDED DIRECTORS REPORT FOR WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 21-12906

NAME AND ADDRESS: THE NATURE CONSERVANCY  
116 1ST AVE N  
HAILEY ID 83333-8411

SOURCE: HENRYS FORK

TRIBUTARY: SNAKE RIVER

QUANTITY: 2.140 CFS

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

PRIORITY DATE: 11/25/1902

POINT OF DIVERSION:

T15N R43E S36 NENESW Within FREMONT County

T15N R43E S36 SENESW Within FREMONT County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 05/01 10/31          | 2.140 CFS       |
| STOCKWATER            | 01/01 12/31          | 0.230 CFS       |

PLACE OF USE: IRRIGATION in FREMONT County

|                          |       |                           |       |
|--------------------------|-------|---------------------------|-------|
| T14N R43E S01 Lot 1 NENE | 6.10  | T14N R43E S01 Lot 2 NWNE  | 38.00 |
| T14N R43E S01 SWNE       | 37.00 | T14N R43E S01 SENE        | 21.00 |
| T14N R43E S01 Lot 3 NENW | 24.00 | T14N R43E S01 Lot 4 NWNW  | 1.70  |
| T14N R43E S01 SWNW       | 11.00 | T14N R43E S01 SENW        | 40.00 |
| T14N R43E S01 NESW       | 40.00 | T14N R43E S01 SESW        | 36.00 |
| T14N R43E S01 NESE       | 40.00 | T14N R43E S01 NWSE        | 38.00 |
| T14N R43E S01 SWSE       | 40.00 | T14N R43E S01 SESE        | 38.00 |
| T14N R43E S12 NENE       | 40.00 | T14N R44E S06 NESW        | 34.00 |
| T14N R44E S06 Lot 6 NWSW | 34.00 | T14N R44E S06 Lot 7 SWSW  | 34.00 |
| T14N R44E S06 SESW       | 40.00 | T14N R44E S07 NENE        | 29.00 |
| T14N R44E S07 NWNE       | 40.00 | T14N R44E S07 SWNE        | 40.00 |
| T14N R44E S07 SENE       | 32.00 | T14N R44E S07 NENW        | 40.00 |
| T14N R44E S07 SENW       | 3.90  | T14N R44E S07 Lot 4 SENW  | 26.00 |
| T14N R44E S07 Lot 7 SENW | 8.30  | T14N R44E S07 NESW        | 1.20  |
| T14N R44E S07 Lot 6 NESW | 1.10  | T14N R44E S07 Lot 7 NESW  | 36.00 |
| T14N R44E S07 Lot 9 SWSW | 7.00  | T14N R44E S07 SESW        | 37.00 |
| T14N R44E S07 NESE       | 0.50  | T14N R44E S07 NESE        | 0.10  |
| T14N R44E S07 Lot 5 NESE | 33.00 | T14N R44E S07 NWSE        | 2.80  |
| T14N R44E S07 Lot 6 NWSE | 0.10  | T14N R44E S07 Lot 6 NWSE  | 8.40  |
| T14N R44E S07 Lot 6 NWSE | 26.00 | T14N R44E S07 Lot 10 NWSE | 40.00 |
| T14N R44E S07 SESE       | 8.60  | T14N R44E S07 Lot 5 SESE  | 0.40  |

IDAHO DEPARTMENT OF WATER RESOURCES  
AMENDED DIRECTORS REPORT FOR WATER RIGHTS ACQUIRED UNDER STATE LAW

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|                           |       |                          |               |       |      |
|---------------------------|-------|--------------------------|---------------|-------|------|
| T14N R44E S07 Lot 11 SESE | 18.00 | T14N R44E S18            | NENE          | 0.20  |      |
| T14N R44E S18             | NENE  | 0.40                     | T14N R44E S18 | NENE  | 0.50 |
| T14N R44E S18 Lot 1 NENE  | 0.10  | T14N R44E S18 Lot 3 NENE |               | 33.00 |      |

STOCKWATER same as IRRIGATION

1066.4 ACRES TOTAL

This right is limited to the irrigation of 155 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 1066.4 acres in a single irrigation season. Combined Right Nos.: 21-178, 21-179, 21-11192, 21-12906

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 stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed  
RENUMBERED FROM 01-10380