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Idaho Dept. of Water Resources

No. 2635

P. 6

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED

2007 JUN 29 PM 4 25

AMENDED DIRECTOR'S REPORT

Subcase No. 63-32355

In Re SRBA

Twin Falls County Civil Case No. 39576

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**DEPARTMENT OF
WATER RESOURCES**

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

June 29, 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(s)* filed on or about April 30, 2007 and the *Order Granting Motion to File Amended Notice of Claim and Order Setting Deadline for Amended Director's Report(s)* issued by Special Master Booth on June 5, 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 29th day of June, 2007.



DONALD V. SHAFF
Adjudication Bureau Chief

CERTIFICATE OF SERVICE

I certify that on 6-29, 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.D.I. BLM
U.S. Dept. of Justice
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

Ada County Courthouse
200 W Front St
Boise, ID 83702-7300

Becky Hawley
Signature of person delivering form

Amended Director's Report
Water Right 63-32355

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

RIGHT NUMBER: 63-32355

NAME AND ADDRESS:

LAVER K THORNTON
2800 S TEN MILE RD
KUNA ID 83634

LAYNE THORNTON
3224 SWAN FALLS RD
KUNA ID 83634

SOURCE:

SOURCE:

Tributary:

GROUND WATER

QUANTITY:

1.120 CFS

The rights listed below are limited to a total combined diversion rate of 8.60 cfs and to a total combined annual diversion volume of 3620.8 AF. Combined Right Nos.: 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355.

PRIORITY DATE:

03/01/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T01N R01E S6 SWNE
Within ADA County

T01N R01E S7 NWNW
Within ADA County

T01N R01W S1 SENE
Within ADA County

T01N R01W S1 NWNW
Within ADA County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

03/01 11/15

1.120 CFS

PLACE OF USE:

IRRIGATION

within ADA County

T01N R01E S06 Lot 1 NENE 24.0

T01N R01E S06 Lot 2 NWNE 13.0

T01N R01E S06 SWNE 19.0

T01N R01E S06 SENE 18.0

T01N R01E S06 Lot 3 NENW 1.0

T01N R01E S06 Lot 4 NWNW 26.0

T01N R01E S06 Lot 5 SWNW 35.0

T01N R01E S06 SENW 26.0

T01N R01E S06 NESW 17.0

~~T01N R01E S06 Lot 7 SENE 2.0~~

Amended Director's Report
Water Right 63-32355

Amended Director's Report
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T01N R01E S06 SESE 37.0
T01N R01E S07 NENW 39.0
T01N R01E S07 Lot 1 NENW 32.0
T01N R01W S01 Lot 1 NENE 40.0
T01N R01W S01 Lot 2 NWNE 40.0
T01N R01W S01 SWNE 40.0
T01N R01W S01 Lot 5 SESE 40.0
T01N R01W S01 Lot 3 NENW 40.0
T01N R01W S01 Lot 4 NENW 40.0
T01N R01W S01 SWNW 40.0
T01N R01W S01 SENW 40.0
T01N R01W S01 Lot 6 NESE 40.0
T01N R01W S01 NWSE 40.0
T01N R01W S01 SWSE 39.0
T01N R01W S01 Lot 7 SESE 40.0
T02N R01E S31 SWSW 22.5
T02N R01W S36 SWSW 39.0
T02N R01W S36 SESW 40.5
T02N R01W S36 SWSE 33.3
T02N R01W S36 SESE 36.8

1004.1 ACRES TOTAL

~~1002.3 ACRES TOTAL~~

This right is for an enlargement of 125.3 acres within the place of use described for this right and is limited to the irrigation of 125.3 acres within the place of use described above.

Use of the rights listed below are limited to the irrigation of a combined total of 960.3 acres in a single irrigation season. Combined Right Nos. : 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355.

~~This right is limited to the irrigation of 959.3 acres within the place of use described above 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.

This right is based upon an enlargement of Right Nos. 63-3280, 63-3368, 63-7933, and 63-7993 pursuant to Section 42-1426, Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

~~This right is for an enlargement of 125.3 acres within the place of use described for this right.~~

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

Right Number: 63-32355

*
* THIS DIRECTORS REPORT HAS BEEN AMENDED SINCE *
* IT WAS 1ST FILED. *
*

Name and Address: LAVAR K THORNTON
2800 S TEN MILE RD
KUNA, ID 83634

LAYNE THORNTON
3224 SWAN FALLS RD
KUNA, ID 83634

Source: GROUND WATER

Quantity: 1.12 CFS

The rights listed below are limited to a total combined diversion rate of 8.60 cfs and to a total combined annual diversion volume of 3620.6 AF. Combined Right Nos.: 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355.

Priority Date: 03-01-1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

Diversion Point: T01N R01E S06 SWNE Within Ada County
S07 NWNW
R01W S01 SENE
NW NW

Purpose and
Period of Use: Purpose of Use
Irrigation
Period of Use 03-01 TO 11-15 Quantity
1.12 CFS

Place of Use: Irrigation
T01N R01E S06 LOT 1 (NENE) 24 LOT 2 (NWNE) 13
SEN 39 SENE 38
LOT 3 (NENW) 1 LOT 4 (NWNW) 26
LOT 5 (SWNW) 35 SENW 26
NENW 37 SESW 37
S07 LOT 1 (NWNW) 38
R01W S01 LOT 1 (NENE) 40 LOT 2 (NWNE) 40
SEN 40 (SENE) 40
LOT 3 (NENW) 40 LOT 4 (NWNW) 40
SENW 40 SENW 40
LOT 6 (NESE) 40 NWSE 40
SWSW 39 LOT 7 (SESE) 40
T02N R01E S31 SWSW 22.5
R01W S36 SWSW 39
SWSW 33.3
1004.1 Acres Total

*New-ADR
6/29/07/jm*

THIS RIGHT IS FOR AN ENLARGEMENT OF 125.3 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT AND IS LIMITED TO THE IRRIGATION OF 125.3 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE.

USE OF THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 960.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-3280, 63-3368, 63-7933, 63-7993 AND 63-32355.

Other Provisions Necessary for Definition / Administration of this Water Right:

This right is based upon an enlargement of Right Nos. 63-3280, 63-3368, 63-7933, and 63-7993 pursuant to Section 42-1426, Idaho Code.

Explanatory Material: Basis of Claim - Beneficial Use

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

Right Number: 63-32355

* THIS DIRECTORS REPORT HAS BEEN AMENDED SINCE *
* IT WAS 1ST FILED. *

Name and Address: LAVAR K THORNTON
2800 S TEN MILE RD
KONA, ID 83634LAYNE THORNTON
3224 SWAN FALLS RD
KONA, ID 83634

Source: GROUND WATER

Quantity: 1.12 CFS

The rights listed below are limited to a total combined diversion rate of 8.60 cfs and to a total combined annual diversion volume of 3620.6 AF. Combined Right Nos.: 63-3280, 63-3368, 63-7933, 63-7993 and 63-32355.

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Diversion Point:	T01N R01E S06 S07 R01W S01	SWNE NMNW SENE NMNW	Within Ada County	Period of Use 03-01 TO 11-15	Quantity 1.12 CFS
Purpose and Period of Use:	Purpose of Use Irrigation				
Place of Use:	Irrigation T01N R01E S06 LOT 1 LOT 3 LOT 5	(NENE) 24 SWNE 39 (NENN) 1 (SWNW) 35 NESW 37 SESW 37 NENW 39 (NENE) 40 SWNE 40 (NENN) 40 SNW 40 (NESE) 40 SWSE 39 SWSW 22.5 SWSW 39 SWSE 33.3	Within Ada County LOT 2 (NWNE) 13 SENE 38 LOT 4 (NMNW) 25 SENW 26 LOT 7 (SWSW) 3 LOT 1 (NMNW) 38 LOT 2 (NWNE) 40 LOT 5 (SENE) 40 LOT 4 (NMNW) 40 SENW 40 NWSE 40 (SESE) 40		
	R01W S01 LOT 1 LOT 3 LOT 6				
	T02N R01E S31 R01W S36				

Old - I WATRS
6/29/07pm

1007.1 Acres Total

This right is limited to the irrigation of 959.3 acres within the place of use described above in a single irrigation season.

Other Provisions Necessary for Definition / Administration of this Water Right:

This right is based upon an enlargement of Right Nos. 63-3280, 63-3368, 63-7933, and 63-7993 pursuant to Section 42-1426, Idaho Code.

Explanatory Material: Basis of Claim - Beneficial Use

This right is for an enlargement of 125.3 acres within the place of use described for this right.