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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2007 SEP 27 AM 10 37

AMENDED DIRECTOR'S REPORT

**Subcase No. 78-4096
previously disallowed**

In Re SRBA
Twin Falls County Civil Case No. 39576

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OCT 02 2007
**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

September 24, 2007

DESCRIPTIVE SUMMARY

This is an Amended Director's Report submitted by the Director of the Idaho Department of Water Resources for a water right that was previously recommended disallowed.

DISCUSSION

Pursuant to the oral motion to file amended Notice of Claim heard on or about September 13, 2007 and the verbal order granting Motion to Amend Claim issued by Special Master Booth on that same date, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase (see attached print-out).

Respectfully submitted this 24th day of September, 2007.



Carter Fritschle
Manager, Adjudication Bureau

CERTIFICATE OF SERVICE

I certify that on 9/25, 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

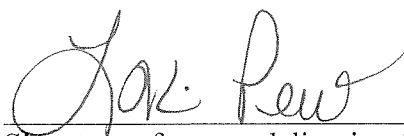
Chief, Natural Resource Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

Sarah B Hubbard
PO Box 377
New Meadows, ID 83654

Rex Eller
PO Box 464
New Meadows, ID 83654

courtesy copy

Adams County Courthouse
PO Box 48
Council, ID 83612



Signature of person delivering form

09/24/2007

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

RIGHT NUMBER: 78-4096

NAME AND ADDRESS: SARAH B MC DANIEL HUBBARD
PO BOX 377
NEW MEADOWS ID 83654

SOURCE: MUD CREEK

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 2.240 CFS

The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.

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

PRIORITY DATE: 07/02/1902

POINT OF DIVERSION:

T19N R01E S35 NWNE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/01 10/31	2.240 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T19N R01E S23	SESW	27.00	T19N R01E S23	SWSE	22.00
T19N R01E S26	NWNE	37.00	T19N R01E S26	NENW	16.00
T19N R01E S26	SENW	10.00			
<u>STOCKWATER same as IRRIGATION</u>					

112 ACRES TOTAL

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 - Beneficial Use