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

2007 OCT 2 07 10 48

AMENDED DIRECTOR'S REPORT

**Subcase No. 78-10215
previously disallowed**

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., Director
Donald V. Shaff, Adjudication Bureau Chief

September 27, 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 a Late Objection*, the *Bench Order Granting Motion for Late Objection* issued by Special Master Booth on September 13, 2007, together with the affidavits and evidence submitted to IDWR on or about September 26, 2007, the Director submits for filing with the Court, an Amended Director's Report for this water right recommendation (see attached print-out), which was previously disallowed.

Respectfully submitted this 27th day of September, 2007.


Carter L Fritschle
Manager, Adjudication Bureau

CERTIFICATE OF SERVICE

I certify that on 9/28, 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

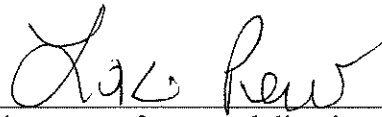
2. Copies to:

U.S. Dept. of Justice
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

Arlene & Jack D Hubbard
3127 Substation Rd
New Meadows, ID 83654

Adams County Courthouse
PO Box 48
Council, ID 83612



Signature of person delivering form

09/25/2007

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

RIGHT NUMBER: 78-10215

NAME AND ADDRESS: ARLENE HUBBARD
3127 SUBSTATION RD
NEW MEADOWS ID 83654

JACK D HUBBARD
3127 SUBSTATION RD
NEW MEADOWS ID 83654

SOURCE: WASTE WATER

TRIBUTARY: LITTLE CREEK

QUANTITY: 3.000 CFS

PRIORITY DATE: 04/05/1957

POINT OF DIVERSION:

T19N R02E S30 SESW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.000 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T19N R02E S30	NENW	36.00	T19N R02E S30	SENW	40.00
T19N R02E S30	NESW	40.00	T19N R02E S30	SESW	37.00

153 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 153 acres in a single irrigation season.
Combined Right Nos.: 78-183, 78-184, 78-10071 and 78-10215

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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 - Beneficial Use

Use of this right is combined with water from Brundage Water Users Association.