



State of Idaho

COPY

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

RECEIVED

AUG 12 2008

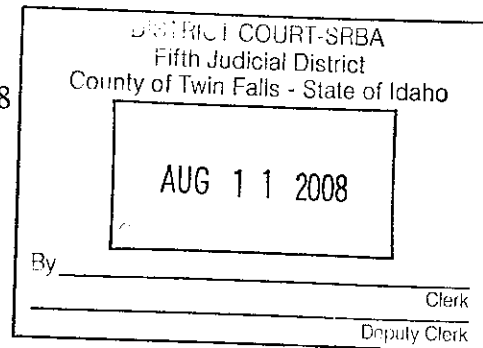
DEPARTMENT OF
WATER RESOURCES

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

August 5, 2008

Clerk of the District Court
SRBA District Court
253 3rd Ave. N.
PO Box 2707
Twin Falls, ID 83303-2707



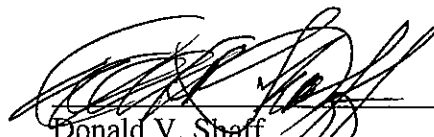
Re: Amended Claim/Director's Report in Accordance with Rule 10.f for Water Right
No. 75-10253 Split Back to Water Right Nos. 75-00119, 75-00120 and 75-00125

Dear Clerk:

Please find attached Amended Director's Reports disallowing water right no. 75-10253 and splitting the water right back into three separate water rights: 75-00119, 75-00120 and 75-00125. This right is being split back into its original separate water rights as part of the resolution of the objection to water right no. 75-10253. In addition, the claimant also filed an amended claim with IDWR. As the initial hearings for Basin 75 have not already occurred, the amended claim was filed by the claimant in accordance with Rule 10.f of Administrative Order 1. The attached Amended Director's Report takes into consideration the amended claim.

If you have any questions regarding this Amended Director's Report, do not hesitate to contact Garrick Baxter at (208) 287-4811.

Sincerely,


Donald V. Shaff
Adjudication Bureau Chief

Encl.

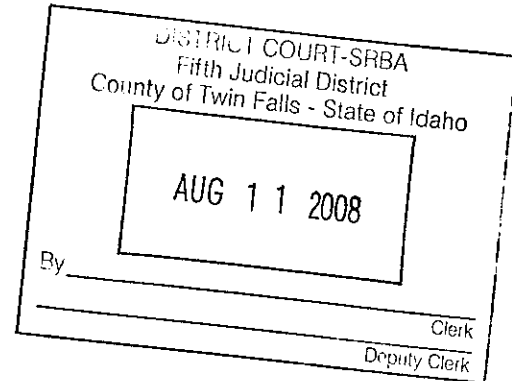
cc: Don Bellamy
Michael Dougherty

AMENDED DIRECTOR'S REPORT

Subcase Nos. 75-10253, 75-00119, 75-00120, 75-00125

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

August 6, 2008

DESCRIPTIVE SUMMARY

This is an Amended Director's Report submitted by the Director of the Idaho Department of Water Resources.

DISCUSSION

The Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcases (see attached print-outs).



DONALD V. SHAFF
Adjudication Bureau Chief

Aug 6, 2008

CERTIFICATE OF SERVICE

I certify that on August 6, 2008, 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:

DON R BELLAMY
PO BOX 1031
SALMON, ID 83467

MICHAEL C DOUGHERTY
502 FOURTH OF JULY CREEK RD
NORTH FORK, ID 83466

LEMHI COUNTY COURTHOUSE
206 COURTHOUSE DRIVE
SALMON, ID 83467

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098



Signature of person delivering form

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
75-10253	DON R BELLAMY PO BOX 1031 SALMON ID 83467	Disallowed	Recommended as Right Nos. 75-119, 75-120, 75-125.

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

RIGHT NUMBER: 75-119

NAME AND ADDRESS: DON R BELLAMY
PO BOX 1031
SALMON ID 83467

SOURCE: FOURTH OF JULY CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 4.080 CFS

PRIORITY DATE: 06/12/1906

POINT OF DIVERSION:

T24N R22E S16 NESWNE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 08/01	4.080 CFS
IRRIGATION	08/02 10/31	3.060 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T24N R22E S20	NENE	5.00	T24N R22E S20	SWNE	6.90
T24N R22E S20	SENE	11.00	T24N R22E S20	SENW	4.60
T24N R22E S20	NESW	21.00	T24N R22E S20	SESW	36.00
T24N R22E S20	NWSE	27.00	T24N R22E S20	SWSE	6.90
T24N R22E S21	NWNW	13.00	T24N R22E S29	NENW	5.70

137.1 ACRES TOTAL

Right Nos. 75-119 and 75-120 are limited to the irrigation of a combined total of 137.1 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

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

RIGHT NUMBER: 75-120

NAME AND ADDRESS: DON R BELLAMY
PO BOX 1031
SALMON ID 83467

SOURCE: FOURTH OF JULY CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.160 CFS

PRIORITY DATE: 06/12/1906

POINT OF DIVERSION:

T24N R22E S21 SENWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 08/01	0.160 CFS
IRRIGATION	08/02 10/31	0.120 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T24N R22E S20	SWNE	2.80	T24N R22E S20	NESW	8.80
T24N R22E S20	SESW	36.00	T24N R22E S20	NWSE	26.00
T24N R22E S20	SWSE	6.90	T24N R22E S29	NENW	5.70

86.2 ACRES TOTAL

Right Nos. 75-119 and 75-120 are limited to the irrigation of a combined total of 137.1 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

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

RIGHT NUMBER: 75-125

NAME AND ADDRESS: DON R BELLAMY
PO BOX 1031
SALMON ID 83467

SOURCE: FOURTH OF JULY CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.100 CFS

PRIORITY DATE: 07/12/1906

POINT OF
DIVERSION:

T24N R22E S21 SENWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	01/01 12/31	0.100 CFS
PLACE OF USE:	<u>STOCKWATER in LEMHI County</u>		
	T24N R22E S20 SWNE	T24N R22E S20	NESW
	T24N R22E S20 SESW	T24N R22E S20	NWSE
	T24N R22E S20 SWSE	T24N R22E S29	NENW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed