

COPY

AMENDED DIRECTOR'S REPORT

Subcase No. 22-4077

In Re SRBA

Twin Falls County Civil Case No. 39576

RECEIVED

NOV 12 2008

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
NOV 10 2008
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

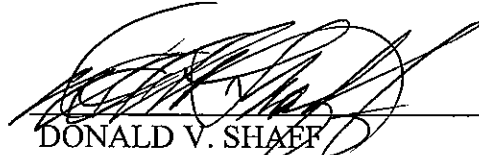
November 7, 2008

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 September 19, 2008, and the *Order Granting Motion to File Amended Claim and Setting Subcase Deadlines* issued by Special Master Bilyeu on October 9, 2008, the Director submits the attached Amended Director's Report for filing with the Court.


DONALD V. SHAEF
Adjudication Bureau Chief

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

RIGHT NUMBER: 22-4077

NAME AND ADDRESS: Verna J Lerwill
250 N 800 W
TETONIA ID 83452

Garry L Lerwill
250 N 800 W
TETONIA ID 83452

SOURCE: DUDE CREEK

TRIBUTARY: HORSESHOE CREEK

QUANTITY: 1.820 CFS

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

PRIORITY DATE: 06/01/1945

POINT OF
DIVERSION:

T05N R44E S16 SWNWSW Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.820 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION in TETON County

T05N R44E S16	NWNE	37.00	T05N R44E S16	SWNE	13.00
T05N R44E S16	NENW	40.00	T05N R44E S16	NWNW	8.20
T05N R44E S16	SWNW	4.60	T05N R44E S16	SENW	37.00
T05N R44E S16	NESW	23.00			

STOCKWATER same as IRRIGATION

162.8 ACRES TOTAL

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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

Stockwater use is for 75 range cattle.

CERTIFICATE OF SERVICE

I certify that on 11/7, 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:

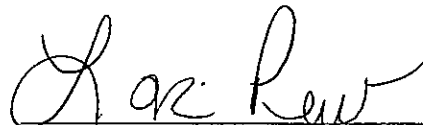
VERNA J. LERWILL
GARRY L. LERWILL
250 N. 800 W.
TETONIA, ID 83452

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

CHIEF, NATURAL RESOURCES DIVISION
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO
P.O. BOX 44449
BOISE, ID 83711-4449

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES DIV.
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

TETON COUNTY COURTHOUSE
89 NORTH MAIN, SUITE 1
DRIGGS, ID 83422



Signature of person delivering form