

COPY

RECEIVED

DEC 02 2008

DEPARTMENT OF
WATER RESOURCES

AMENDED DIRECTOR'S REPORT

Subcase No. 37-4248

By _____

Clerk

Deputy Clerk

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

NOV 28 2008

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, Director

Donald V. Shaff, Adjudication Bureau Chief

November 26, 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 Special Master's *Order Granting in Part and Denying in Part Motions to Amend Objections; Order requesting Amended Director's Report for Water Right Claim 37-4248; Order Requiring Objectors to File New Amended Objections Consistent with this Decision; Order Denying Requests for Costs and Attorney Fees Without Prejudice* issued October 10, 2008, the Director submits for filing with the Court, an Amended Director's Report for subcase 37-4248.

Respectfully submitted this 26th day of November, 2008.


DONALD V. SHAFF
Adjudication Bureau Chief

AMENDED DIRECTOR'S REPORT

11/25/2008

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

RIGHT NUMBER: 37-4248

NAME AND ADDRESS: EVERGREEN VENTURES LLC
228 108TH AVE NE SUITE 320
BELLEVUE WA 98004

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.130 CFS
4.30 AFY

PRIORITY DATE: 06/01/1950

POINT OF
DIVERSION:

T04N R18E S19 SESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.030 CFS 2.50 AFY
DOMESTIC	01/01 12/31	0.100 CFS 1.80 AFY

Domestic use is for 4 homes and swimming pool, yard use is not included in domestic.

PLACE OF USE: IRRIGATION in BLAINE County

T04N R18E S19 SESE 0.70

DOMESTIC in BLAINE County

T04N R18E S19 SESE

0.7 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF SERVICE

I certify that on 11/26, 2008, I caused to be served a true and correct copy of this Amended Director's Report, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☒ Facsimile

2. Copies to:

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

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

United States Department of Justice
Environment & Natural Resources Div.
550 W. Fort Street MSC 033
Boise, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Blaine County Courthouse
201 2nd Ave S. Ste 110
Hailey, ID 83333

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Fritz Haemmerle
Haemmerle Haemmerle
P.O. Box 1800
Hailey, ID 83333

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Albert Barker
Barker Rosholt
P.O. Box 2139
Boise, ID 83701-2139

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Andrew Waldera
Moffatt Thomas
P.O. Box 829
Boise, ID 83701-0829

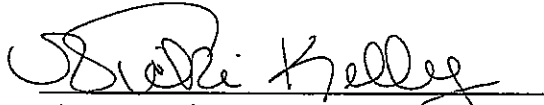
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Craig Hobdey
Hobdey & Hobdey
P.O. Box 176
Gooding, ID 83330

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

James Speck
Speck Aanestad
P.O. Box 987
Boise, ID 83340

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile


Signature of person delivering form