

COPY

AMENDED DIRECTOR'S REPORT

Subcase No. 75-10342

RECEIVED

JAN 14 2009

**DEPARTMENT OF
WATER RESOURCES**

In Re SRBA

Twin Falls County Civil Case No. 89576

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN 12 2009	
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

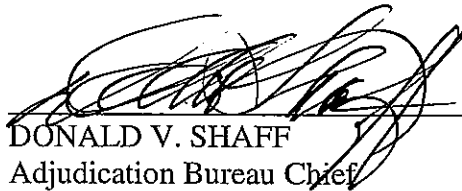
January 7, 2009

DESCRIPTIVE SUMMARY

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

DISCUSSION

As discussed in the cover letter accompanying this Amended Director's Report, IDWR identified clerical errors in the recommendation for this water right. The attached Amended Director's Report remedies the identified errors.



DONALD V. SHAFF
Adjudication Bureau Chief

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

RIGHT NUMBER: 75-10342

NAME AND ADDRESS: MARRUE K SIMMONS
SIMMONS FAMILY TRUST
245 E THREE FOUNTAINS DR
PROVO UT 84604

BOYD K SIMMONS
PO BOX 207
CARMEN ID 83462

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.360 CFS

This right when combined with Right No. 75-14137 shall provide no more than 0.02 cfs per acre.

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

PRIORITY DATE: 04/01/1958

POINT OF DIVERSION:

T23N R22E S31 NWSWSE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	1.360 CFS
		170.00 AFY
STOCKWATER	01/01 12/31	0.050 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T22N R22E S31 Lot 13 SWNE	14.00	T22N R22E S31 Lot 13 SENE	3.00
T22N R22E S31 Lot 13 NESE	12.00	T22N R22E S31 Lot 13 NWSE	29.00
T22N R22E S31 Lot 13 SWSE	10.00		

STOCKWATER same as IRRIGATION

68 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

CERTIFICATE OF SERVICE

I certify that on 11/9, 2009, 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

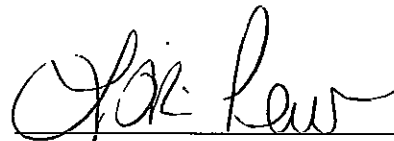
2. Copies to:

Marrue K Simmons
Simmons Family Trust
245 E Three Fountains Dr.
Provo, UT 83462

US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

LEMHI COUNTY COURTHOUSE
206 COURTHOUSE DRIVE
SALMON, ID 83467



Signature of person delivering form