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DEPARTMENT OF
WATER RESOURCES

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

FEB 27 2009

AMENDED DIRECTOR'S REPORT

Clerk

Deputy Clerk

Subcase No. 37-343A and 37-4359

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

February 27, 2009

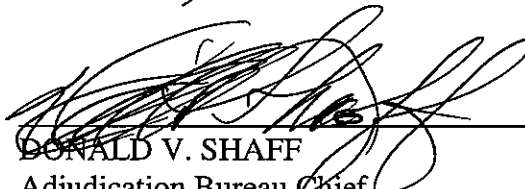
DESCRIPTIVE SUMMARY

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 Motion to File Amended Notice of Claim, Setting Subcase Deadlines and Status Conference* issued February 10, 2009, the Director submits for filing with the Court, an Amended Director's Report for subcases 37-343A and 37-4359.

Respectfully submitted this 27th day of February, 2009.


DONALD V. SHAFF
Adjudication Bureau Chief

AMENDED DIRECTOR'S REPORT

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

37-343A

02/27/2009

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

RIGHT NUMBER: 37-4359

NAME AND ADDRESS: VICKIE BENNETT
BOX 113
HILL CITY ID 83337.

PAT BENNETT
BOX 113
HILL CITY ID 83337

SOURCE: SPRING TRIBUTARY: MALAD RIVER

QUANTITY: 3.190 CFS

PRIORITY DATE: 12/14/1909

POINT OF
DIVERSION: T01S R11E S28 NESWSW Within ELMORE County
T01S R11E S28 NESWSW Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.190 CFS

PLACE OF USE: IRRIGATION in ELMORE County

T01S R11E S28	SWSW	4.30	T01S R11E S28	SESW	34.00
T01S R11E S28	SWSE	35.00	T01S R11E S33	NWNE	40.00
T01S R11E S33	SWNE	40.00	T01S R11E S33	NENW	40.00
T01S R11E S33	NWNW	23.00	T01S R11E S33	SWNW	18.00
T01S R11E S33	SENW	40.00			

274.3 ACRES TOTAL

Right Nos. 37-4343 & 37-4359 are limited to the irrigation of a combined total of 274.3 acres in a single irrigation season.

This right is limited to the irrigation of 159.3 acres within the place of use described above 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 - Beneficial Use

CERTIFICATE OF SERVICE

I certify that on Feb 27th, 2009, 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

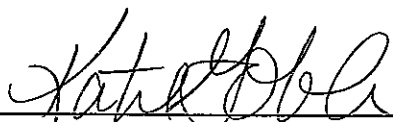
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Elmore County Courthouse
150 S 4th E STE 5
Mountain Home, ID 83647

☐ Overnight Mail
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Fritz Haemmerle
Haemmerle & Haemmerle
P.O. Box 1800
Hailey, ID 83333

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Signature of person delivering form