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Department of Water Resources
Adjudication Bureau

AMENDED DIRECTOR'S REPORT

Subcase No. 21-30B

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho
MAY 2 0 2009
By _____ Clerk
_____ Deputy Clerk

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

May 18, 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 *Order Granting Motion to File Amended Notice of Claims, Setting Subcase Deadlines and Status Conference* issued by Special Master Bilyeu on February 10, 2009, the Director submits for filing with the Court, an Amended Director's Report for the aforementioned subcase (see attached print-out).

DONALD V. SHAFF
Adjudication Bureau Chief

CERTIFICATE OF SERVICE

I certify that on 5/19, 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:

NATURAL GUARDIAN LTD
Represented by:
Robert L. Harris
1000 RIVERWALK DR, STE 200
PO BOX 50130
IDAHO FALLS, ID 83405

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

STATE OF IDAHO DEPT OF LANDS
Represented by:
STATE OF IDAHO
JRW BUILDING, SECOND FLOOR
700 W STATE ST, PO BOX 44449
BOISE, ID 83711-4449

United States Dept. of Justice
Environment & Natural Resource
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Div.
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

Clark County Courthouse
1459 Overland Ave.
Burley, ID 83318

Fremont County Courthouse
151 W. 1st N Rm 15
St. Anthony, ID 83445

Signature of person delivering form

IDAHO DEPARTMENT OF WATER RESOURCES

RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 21-30B

NAME AND ADDRESS: NATURAL GUARDIAN LTD PARTNERSHIP
2880 N 55 W
IDAHO FALLS ID 83402

SOURCE: WILLOW CREEK TRIBUTARY: SHERIDAN CREEK

QUANTITY: 4.270 CFS

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

PRIORITY DATE: 09/15/1898

POINT OF DIVERSION:

T13N R41E S10 NWSESW Within FREMONT County
T13N R41E S10 SWSESW Within FREMONT County
T13N R41E S15 SWNWNW Within FREMONT County
T13N R41E S16 NESENE Within CLARK County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	05/01 10/31	4.270 CFS
STOCKWATER	05/01 10/31	0.090 CFS

PLACE OF USE: IRRIGATION in CLARK County and FREMONT County

T13N R41E S09	SWSW	15.00	T13N R41E S09	SESW	19.00
T13N R41E S10 Lot 4	SWSW	19.00	T13N R41E S10	SESW	5.00
T13N R41E S15	NENW	0.50	T13N R41E S15	NWNW	31.00
T13N R41E S15	SWNW	6.20	T13N R41E S16	NENE	40.00
T13N R41E S16	NWNE	40.00	T13N R41E S16	SWNE	40.00
T13N R41E S16	SENE	37.00	T13N R41E S16	NENW	40.00
T13N R41E S16	NWNW	29.00	T13N R41E S16	SWNW	0.40
T13N R41E S16	SENW	30.00	T13N R41E S16	NESW	28.00
T13N R41E S16	SESW	36.00	T13N R41E S16	NESE	20.00
T13N R41E S16	NWSE	40.00	T13N R41E S16	SWSE	40.00
T13N R41E S16	SESE	31.00	T13N R41E S21	NENE	39.00
T13N R41E S21	NWNE	40.00	T13N R41E S21	SWNE	40.00
T13N R41E S21	SENE	40.00	T13N R41E S21	NENW	40.00
T13N R41E S21	NWNW	1.20	T13N R41E S21	SWNW	4.60
T13N R41E S21	SENW	40.00	T13N R41E S21	NESW	40.00
T13N R41E S21	NWSW	4.30	T13N R41E S21	SWSW	1.10
T13N R41E S21	SESW	39.00	T13N R41E S21	NESE	40.00
T13N R41E S21	NWSE	40.00	T13N R41E S21	SWSE	40.00
T13N R41E S21	SESE	40.00			

STOCKWATER same as IRRIGATION

1036.3 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 1240.1 acres in a single irrigation season. Combined Right Nos.: 21-30B, 21-10011 and 21-12843.

This right is limited to the irrigation of 640 acres within the place of use described above in a single irrigation season.

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 - Decreed

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

Renumbered From 21-30