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DEPARTMENT OF
WATER RESOURCES

AMENDED DIRECTOR'S REPORT

Subcase No. 36-16490

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 29 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, Director

Donald V. Shaff, Adjudication Bureau Chief

May 29, 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 Re: Motion to File Late Objection; Order Granting Motion to File Amended Notice of Claim; Order Setting Deadlines issued April 30, 2009, the Director submits for filing with the Court, an Amended Director's Report for subcase 37-16490.

Respectfully submitted this 29th day of May, 2009.


DONALD V. SHAFF
Adjudication Bureau Chief

AMENDED DIRECTOR'S REPORT

05/29/2009

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

RIGHT NUMBER: 36-16490

NAME AND ADDRESS: SCOTT A EARLE
1127 E 2900 S
HAGERMAN ID 83332

PAMELA R SMITH
1127 E 2900 S
HAGERMAN ID 83332

SOURCE: SPRING

TRIBUTARY: BILLINGSLEY CREEK

QUANTITY: 0.040 CFS

PRIORITY DATE: 04/01/1886

POINT OF DIVERSION:

T07S R14E S31 NENENW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	02/15 11/30	0.020 CFS
Domestic use is for 2 homes		

PLACE OF USE: IRRIGATION in GOODING County

T07S R14E S31 Lot 1 NWNW 1.20

DOMESTIC in GOODING County

T07S R14E S31 Lot 1 NWNW

1.2 ACRES TOTAL

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

The quantity of water decreed for this water right for domestic 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

PIN: RP07514E313025

Source is also known as Spring Creek.

This right is a split from former right 36-123.

CERTIFICATE OF SERVICE

I certify that on May 29, 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 5/29

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

Gooding County Courthouse
624 Main St.
P.O. Box 27
Gooding, ID 83333

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

Scott A. Earle
Pamela R. Smith
1127 E. 2900 S.
Hagerman, ID 83332

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Deserae Kramer
Signature of person delivering form