



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

July 30, 2009

Faxed 7-30-09

SPECIAL MASTER TERRANCE DOLAN
SRBA DISTRICT COURT
PO BOX 2707
TWIN FALLS ID 83303-2707

Re: Snake River Basin Adjudication (SRBA)
Subcase No. 2-7416

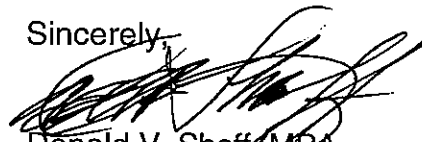
Dear Special Master Dolan,

IDWR was informed and has confirmed the report and recommendation submitted July 20, 2009, deviates in two respects from the stipulated agreement (SF5) of the parties. Easier to state than actually do the data entry, I have confirmed the place of use for each water use of this water right are identical, if such makes it easier for the Court.

I have enclosed an IDWR recommendation with overstrike and underscore to demonstrate the two place of use descriptions I believe should be changed comparing the SMRR to the SF5, which I confirmed again is correct. I have also enclosed a map showing the place of use presuming it will aid the court in reconciling the place of use list. I hope you find these helpful.

I would be happy to assist the Court further, if I have been less than clear in the letter.

Sincerely,



Donald V. Shaff, MPA
Adjudication Bureau Chief

Enclosures

C: M. Orr, State of Idaho
United States
G. Baxter w/o Enclosures
R. Ridgeway

07/30/2009

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

RIGHT NUMBER: 2-7416

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0065

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.950 CFS
881.90 AFY

PRIORITY DATE: 04/04/1985

POINT OF
DIVERSION:

T06S R06E S2 SWNE Lot 2 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION STORAGE	01/01 12/31	300.00 AFY
RECREATION	10/01 05/15	1.950 CFS 881.90 AFY
WILDLIFE	10/01 05/15	1.950 CFS 881.90 AFY
DIVERSION TO STORAGE	10/01 05/15	1.950 CFS
WILDLIFE STORAGE	01/01 12/31	300.00 AFY

PLACE OF USE: WILDLIFE in OWYHEE County

T06S R06E S13	SWNE	T06S R06E S13	SENW
T06S R06E S13	NESW	T06S R06E S13	SWSW
T06S R06E S13	SESW	T06S R06E S13	NWSE
T06S R06E S13	SWSE	T06S R06E S14	NESW
T06S R06E S14	NWNW NWSW	T06S R06E S14	SWSW
T06S R06E S14	SESW	T06S R06E S14	NESE
T06S R06E S14	NWSE	T06S R06E S14	SWSE
T06S R06E S14	SESE	T06S R06E S23	NENE
T06S R06E S23	NWNE	T06S R06E S23	NENW
T06S R06E S24	NWNE	T06S R06E S24	NENW
T06S R06E S24	NWNW		

WILDLIFE STORAGE in OWYHEE County

T06S R06E S13	SWNE	T06S R06E S13	SENW
T06S R06E S13	NESW	T06S R06E S13	SWSW
T06S R06E S13	SESW	T06S R06E S13	NWSE
T06S R06E S13	SWSE	T06S R06E S14	NESW
T06S R06E S14	NWSW	T06S R06E S14	SWSW
T06S R06E S14	SESW	T06S R06E S14	NESE
T06S R06E S14	NWSE	T06S R06E S14	SWSE
T06S R06E S14	SESE	T06S R06E S23	NENE
T06S R06E S23	NWNE	T06S R06E S23	NENW
T06S R06E S24	NWNE	T06S R06E S24	NENW

T06S R06E S24 NWNW

RECREATION in OWYHEE County

T06S R06E S13	SWNE	T06S R06E S13	SENW
T06S R06E S13	NESW	T06S R06E S13	SWSW
T06S R06E S13	SESW	T06S R06E S13	NWSE
T06S R06E S13	SWSE	T06S R06E S14	NESW
T06S R06E S14	NWSW	T06S R06E S14	SWSW
T06S R06E S14	SESW	T06S R06E S14	NESE
T06S R06E S14	NWSE	T06S R06E S14	SWSE
T06S R06E S14	SESE	T06S R06E S23	NENE
T06S R06E S23	NWNE	T06S R06E S23	NENW
T06S R06E S24	NWNE	T06S R06E S24	NENW
T06S R06E S24	NWNW		

RECREATION STORAGE in OWYHEE County

T06S R06E S13	SWNE	T06S R06E S13	SENW
T06S R06E S13	NESW	T06S R06E S13	SWSW
T06S R06E S13	SESW	T06S R06E S13	NESE <u>NWSE</u>
T06S R06E S13	SWSE	T06S R06E S14	NESW
T06S R06E S14	NWSW	T06S R06E S14	SWSW
T06S R06E S14	SESW	T06S R06E S14	NESE
T06S R06E S14	NWSE	T06S R06E S14	SWSE
T06S R06E S14	SESE	T06S R06E S23	NENE
T06S R06E S23	NWNE	T06S R06E S23	NENW
T06S R06E S24	NWNE	T06S R06E S24	NENW
T06S R06E S24	NWNW		

Place of use is located within Bruneau Dunes State Park.

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 - License

The point at which the water is diverted into the system of ponds is located within SENW, S13, T06S, R06E.

Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.



Idaho Department of Water Resources

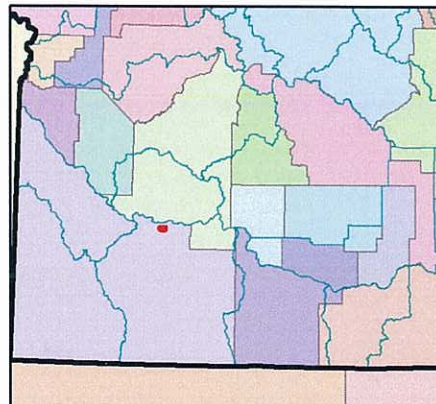
Adjudication Recommendation

2-7416

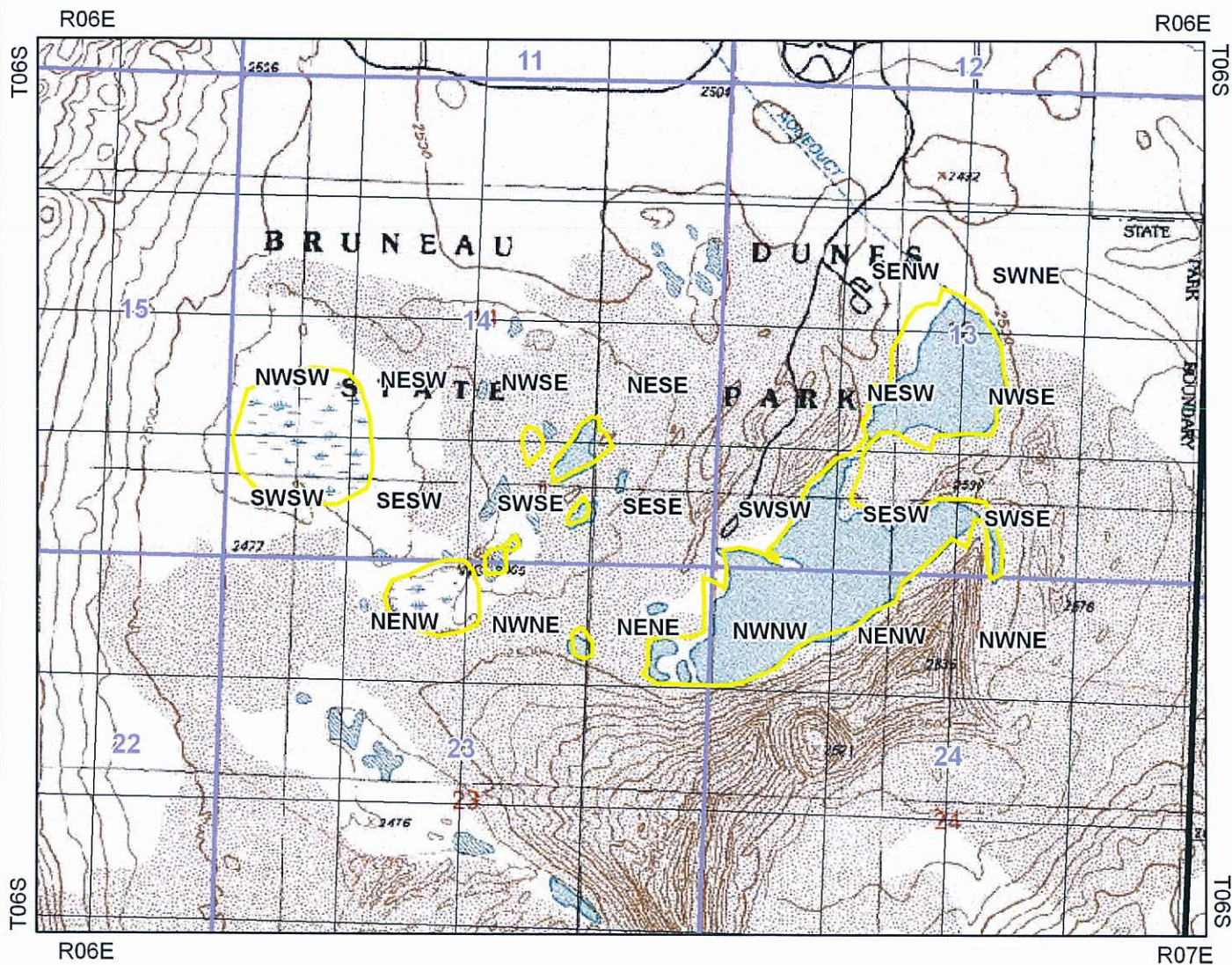
(WILDLIFE)

Legend

- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Owyhee County
IDWR Basin 2



Prepared by Don Shaff

On July 30, 2009

USGS 7.5 Minute Topographic Map

