

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

MAR 23 2010

AMENDED DIRECTOR'S REPORT

By _____

Clerk

Deputy Clerk

Subcase Nos.

**37-353, 37-353B, 37-353D, 37-353E,
37-353F, 37-353G, 37-353J, 37-353K,
37-353L, 37-11689B, 37-20348, 37-21146,
37-21147, 37-21148, 37-22042, 37-22043**

In Re SRBA

Twin Falls County Civil Case No. 39576

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources
Gary Spackman, Interim Director
Carter Fritschle, Manager, Adjudication Section

March 22, 2010

DESCRIPTIVE SUMMARY

Attached are Amended Director's Reports submitted by the Interim Director of the Idaho Department of Water Resources.

DISCUSSION

Pursuant to Special Master Booth's order setting deadlines via telephonic status conference on March 9, 2010, the Interim Director submits for filing with the Court, the Amended Director's Reports for the aforementioned subcases. (see attached print-outs).

Respectfully submitted this 22nd day of March, 2010.



Carter Fritschle
Manager, Adjudication Section

CERTIFICATE OF SERVICE

I certify that on March 23, 2010, 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:

U.S. Dept. of Justice
Environment & Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resource Division
Office of the Attorney General
PO Box 44449
Boise, ID 83711-4449

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Dan Arrington
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Twin Falls, ID 83301

James R. & Janet Super
PO Box 598
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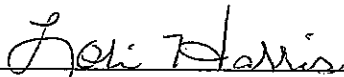
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Paul R. Fosnot
837 Laurel Ave
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Barbara Benson
97 Freedom Loop
Bellevue, ID 83313-5013

Blaine County Courthouse
201 2nd Ave. S. Ste 110
Hailey, ID 83333

Kathryn Allred Gardner
Robert E. Gardner
PO Box 1200
Hailey, ID 83333



Signature of person delivering form

03/09/2010

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

RIGHT NUMBER: 37-353B

NAME AND ADDRESS: NOEL BRIGGS
2050 E 3000 S
WENDELL ID 83355

DAN ARRINGTON
2998 APRIL DRIVE
TWIN FALLS ID 83301

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.020 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the place of use described for this water right.

PRIORITY DATE: 06/12/1886

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.020 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S24	NENE 0.30	T01N R18E S24	SENE 0.10
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0.4 ACRES TOTAL

Right Nos. 37-353B and 37-21267 are limited to the irrigation of a combined total of 0.4 acres 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 - Decreed

The place of use is a portion of the lawn and trees located on the west end of Lot 5 of the Dean Ranch Subdivision.

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

RIGHT NUMBER: 37-353D

NAME AND ADDRESS: ROBERT E GARDNER
 PO BOX 1200
 HAILEY ID 83333

KATHRYN ALLRED GARDNER
 PO BOX 1200
 HAILEY ID 83333

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 3.600 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the place of use described for this water right.

PRIORITY DATE: 06/12/1886

POINT OF DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.600 CFS

PLACE OF USE:

<u>IRRIGATION in BLAINE County</u>						
T01N R19E S18	SWNE	40.00	T01N R19E S18	SENE	37.00	
T01N R19E S18	NESE	40.00	T01N R19E S18	NWSE	40.00	
T01N R19E S18	SWSE	40.00	T01N R19E S18	SESE	40.00	
T01N R19E S19	NENE	40.00	T01N R19E S19	NWNE	40.00	

317 ACRES TOTAL

Right Nos. 37-353D, 37-418D, 37-419D, 37-2345A and 37-11671 Part are limited to the irrigation of a combined total of 317 acres in a single irrigation season for that land in Sec. 18 & 19 known as the Buhler Ranch.

This right is limited to the irrigation of 90 acres within the place of use described above in a single irrigation season.

Right Nos. 37-353D, 37-418D, 37-419D, 37-443, 37-480B, 37-637, 37-665H, 37-666F, 37-667K, 37-713B, 37-802, 37-2345A, 37-2684 and 37-11671 are limited to the irrigation of a combined total of 1528 acres 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 - Decreed

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

This right is a portion of former Right 37-353E.

03/09/2010

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

RIGHT NUMBER: 37-353E

NAME AND ADDRESS: PETER D VAN DER MEULEN
PO BOX 537
HAILEY ID 83333

LINDA VAN DER MEULEN
PO BOX 537
HAILEY ID 83333

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.290 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the place of use described for this water right.

PRIORITY DATE: 06/12/1886

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.290 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S13 NESE 7.30

7.3 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a portion of former Right 37-353.

The place of use is also known as Lot 17 of the Dean Ranch Subdivision.

03/09/2010

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

RIGHT NUMBER: 37-353G

NAME AND ADDRESS: BARBARA A BARRY
PO BOX 1197
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.200 CFS
18.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the place of use described for this water right.

PRIORITY DATE: 06/12/1886

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.200 CFS 18.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S13 SESE 6.00

6 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a portion of former Right 37-353.

The place of use is further described as Lot 7 of the Dean Ranch Subdivision.

03/10/2010

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

RIGHT NUMBER: 37-21148

NAME AND ADDRESS: BETTE GOWER
P O BOX 912
BELLEVUE ID 83313

MARK GOWER
P O BOX 912
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.270 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the place of use described for this water right.

PRIORITY DATE: 10/15/1884

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.270 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S24 SENE 6.20

6.20 ACRES TOTAL

This right is limited to the irrigation of 4.7 acres within the place of use described above in a single irrigation season.

Rights 37-21146 and 37-21148 when combined shall not exceed the irrigation of 6.20 acres.

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 - Decreed

This right is a split from former right 37-665B.

Property is also known as Lot 1 of the Dean Ranch Subdivision.

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

03/09/2010

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

RIGHT NUMBER: 37-22042
NAME AND ADDRESS: ROBERT EARL FOSNOT
PO BOX 290
BELLEVUE ID 83313

PAUL R FOSNOT
837 LAUREL AVE
POMONA CA 91767

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.040 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the place of use described for this water right.

PRIORITY DATE: 06/12/1886

POINT OF DIVERSTION: T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.040 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S24 NESE 2.00

2 ACRES TOTAL

This right is limited to the irrigation of 0.50 acres within the place of use described above in a single irrigation season.

Rights 37-22042 and 37-11689B when combined shall not exceed the irrigation of 2 acres.

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 - Decreed

This claim is a split from former right 37-353.

03/09/2010

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

RIGHT NUMBER: 37-22043

NAME AND ADDRESS: JAMES R SUPER
PO BOX 598
BELLEVUE ID 83313

JANET A SUPER
PO BOX 598
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.250 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the place of use described for this water right.

PRIORITY DATE: 06/12/1886

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.250 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S24 NESE 16.00

16 ACRES TOTAL

This right is limited to the irrigation of 3.6 acres within the place of use described above in a single irrigation season.

Right Nos. 37-21147 and 37-22043 are limited to the irrigation of a combined total of 16 acres 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 - Decreed

This right is a split from former right 37-353 and 37-21145.