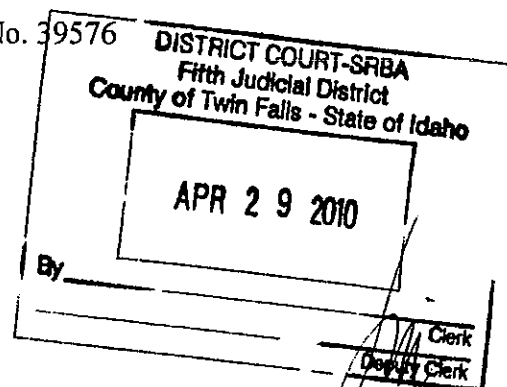


AMENDED DIRECTOR'S REPORTS

Subcase Nos. 22-276A, 22-276B & 22-609A

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

April 27, 2010

DESCRIPTIVE SUMMARY

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

DISCUSSION

Pursuant to the *Order Granting Motion to File Amended Claim and Setting Subcase Deadlines* issued by Special Master Bilyeu on September 3, 2009, the Director submits the attached Amended Director's Reports for filing with the Court.

A handwritten signature in cursive script, reading "Carter Fritschle", is written over a horizontal line.

Carter Fritschle
Manager, Adjudication Section

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

RIGHT NUMBER: 22-276A

NAME AND ADDRESS: HAROLD K DUNN TRUST
326 N 300 W
SALT LAKE CITY UT 84103

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 1.600 CFS

The rights listed below are limited to a total combined diversion rate of 4.80 cfs. Combined Right Nos.: 22-276A, 22-276B, 22-609A, and 22-13966.

PRIORITY DATE: 06/01/1893

POINT OF
DIVERSION:

T06N R45E S33 SWSE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.600 CFS

PLACE OF USE: IRRIGATION in TETON County

T05N R45E S08	NENE	29.00	T05N R45E S08	NWNE	40.00
T05N R45E S08	NENW	40.00	T05N R45E S08	SENE	40.00
T05N R45E S08	NESW	33.00			

182 ACRES TOTAL

This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 160 acres in a single irrigation season. Combined Right Nos.: 22-276A, 22-276B, and 22-609A.

The rights listed below are limited to the irrigation of a combined total of 182 acres in a single irrigation season. Combined Right Nos.: 22-276A, 22-276B, 22-609A, and 22-13966.

The rights listed below are limited to the irrigation of a combined total of 487 acres in a single irrigation season. Combined Right Nos.: 22-276A, 22-276B, 22-609A, 22-641D, 22-11450, and 22-13966.

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

Water is delivered through Gale Moffat ditch.

Right No. 22-13966 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Use of this right is combined with water from Leigh Creek Canal Co.

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

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

RIGHT NUMBER: 22-276B

NAME AND ADDRESS: H D DUNN & SON LTD PARTNERSHIP
326 N 300 W
TETONIA ID 83452

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 1.600 CFS

The rights listed below are limited to a total combined diversion rate of 4.80 cfs. Combined Right Nos.: 22-276A, 22-276B, 22-609A, and 22-13966.

PRIORITY DATE: 06/01/1893

POINT OF
DIVERSION:

T06N R45E S33 SWSE Within TETON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	1.600 CFS
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T05N R45E S08 NENE 29.00	T05N R45E S08	NWNE 40.00
	T05N R45E S08 NENW 40.00	T05N R45E S08	SENE 40.00
	T05N R45E S08 NESW 33.00		

182 ACRES TOTAL

This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 160 acres in a single irrigation season. Combined Right Nos.: 22-276A, 22-276B, and 22-609A.

The rights listed below are limited to the irrigation of a combined total of 182 acres in a single irrigation season. Combined Right Nos.: 22-276A, 22-276B, 22-609A, and 22-13966.

The rights listed below are limited to the irrigation of a combined total of 487 acres in a single irrigation season. Combined Right Nos.: 22-276A, 22-276B, 22-609A, 22-641D, 22-11450, and 22-13966.

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.

Water is delivered through Gale Moffat ditch.

Use of this right is combined with water from Leigh Creek Canal Co.

Right No. 22-13966 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

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

RIGHT NUMBER: 22-609A

NAME AND ADDRESS: H D DUNN & SON LTD PARTNERSHIP
326 N 300 W
TETONIA ID 83452

SOURCE: SOUTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 1.600 CFS

The rights listed below are limited to a total combined diversion rate of 4.80 cfs. Combined Right Nos.: 22-276A, 22-276B, 22-609A, and 22-13966.

PRIORITY DATE: 01/22/1916

POINT OF
DIVERSION:

T06N R45E S33 SWSE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	1.600 CFS

PLACE OF USE: IRRIGATION in TETON County

T05N R45E S08	NENE	29.00	T05N R45E S08	NWNE	40.00
T05N R45E S08	NENW	40.00	T05N R45E S08	SENW	40.00
T05N R45E S08	NESW	33.00			

182 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 160 acres in a single irrigation season. Combined Right Nos.: 22-276A, 22-276B, and 22-609A.

The rights listed below are limited to the irrigation of a combined total of 182 acres in a single irrigation season. Combined Right Nos.: 22-276A, 22-276B, 22-609A, and 22-13966.

The rights listed below are limited to the irrigation of a combined total of 487 acres in a single irrigation season. Combined Right Nos.: 22-276A, 22-276B, 22-609A, 22-641D, 22-11450, and 22-13966.

This right is limited to the irrigation of 80 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 - Decreed

Use of this right is combined with water from Leigh Creek Canal Co.

Right No. 22-13966 is an enlargement of this right pursuant to Section

42-1426, Idaho Code.

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

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

Water is delivered through Gale Moffat ditch.

CERTIFICATE OF SERVICE

I certify that on April 28, 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:

UNITED STATES OF AMERICA
Represented by:
U.S. DEPARTMENT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

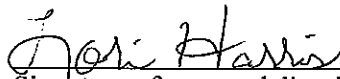
STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

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

HAROLD K. DUNN TRUST
H.D. DUNN & SON LTD. PARTNERSHIP
KEN DUNN

Represented by:
ROBERT L. HARRIS
1000 RIVERWALK DR., STE. 200
P.O. BOX 50130
IDAHO FALLS, ID 83405

TETON COUNTY COURTHOUSE
89 N. MAIN, STE. 1
DRIGGS, ID 83422



Signature of person delivering form