

**AMENDED DIRECTOR'S REPORT****Subcase No. 37-118**

|                                                                                         |              |
|-----------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| DEC 30 2010                                                                             |              |
| 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  
Gary Spackman, Interim Director  
Carter Fritschle, Manager, Adjudication Section

December 30, 2010

### 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 Setting Deadlines* dated December 17, 2010, the Director submits this Amended Director's Report for subcase 37-118.

Respectfully submitted this 30<sup>th</sup> day of December, 2010.

  
CARTER FRITSCHLE  
Manager, Adjudication Section

12/29/2010

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

RIGHT NUMBER: 37-118

NAME AND ADDRESS: JOHN F STEVENSON  
36 HILLSIDE RANCH RD  
BELLEVUE ID 83313

SOURCE: BUHLER DRAIN

TRIBUTARY: STALKER CREEK

QUANTITY: 8.000 CFS

Rediversion from Stalker Creek in Section 28 is limited to the measured flow rate injected into Stalker Creek or 0.02 cfs per acre for the lands served, whichever is less.

PRIORITY DATE: 07/01/1904

Pursuant to a call in times of scarcity, this right is senior to all other rights that did not result from saved or developed water in Silver Creek, as established and controlled by, and subject to, the provisions included within In Re: S C Frost et al vs Alturas Water Company et al decree (Lincoln County, entered 12-13-1909).

POINT OF  
DIVERSION:

T01S R19E S20 SWNNW Within BLAINE County  
T01S R19E S28 SESENE Rediversion Within BLAINE County  
T01S R19E S29 SWSNW Injection Within BLAINE County

The point of injection described above is where Buhler Drain water flows into Stalker Creek for rediversion from the pump further down Stalker Creek.

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 8.000 CFS       |

PLACE OF USE: IRRIGATION in BLAINE County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T01S R19E S19 | NENE | 3.00  | T01S R19E S19 | SENE | 28.00 |
| T01S R19E S19 | NESE | 25.00 | T01S R19E S19 | SESE | 29.00 |
| T01S R19E S20 | SWNW | 6.00  | T01S R19E S20 | NWSW | 11.00 |
| T01S R19E S20 | SWSW | 28.00 | T01S R19E S27 | SWNW | 28.00 |
| T01S R19E S27 | NWSW | 26.00 | T01S R19E S28 | SWNE | 15.00 |
| T01S R19E S28 | SENE | 27.00 | T01S R19E S28 | NESE | 30.00 |
| T01S R19E S28 | NWSE | 10.00 | T01S R19E S28 | SESE | 22.00 |
| T01S R19E S29 | NWNW | 32.00 | T01S R19E S29 | SWNW | 38.00 |
| T01S R19E S29 | SENW | 5.70  | T01S R19E S29 | NESW | 37.00 |
| T01S R19E S29 | NWSW | 38.00 | T01S R19E S29 | NWSE | 18.00 |
| T01S R19E S30 | NENE | 34.00 | T01S R19E S30 | SENE | 32.00 |
| T01S R19E S33 | NENE | 2.30  |               |      |       |

525 ACRES TOTAL

Amended Director's Report

37-118

This right is limited to the irrigation of 300 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 525 acres in a single irrigation season. Combined Right Nos.: 37-118, 37-2576, 37-2681, and 37-7644.

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

## CERTIFICATE OF SERVICE

I certify that on Dec 30, 2010, 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

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

Blaine County Courthouse  
201 2<sup>nd</sup> Ave S. Ste 110  
Hailey, ID 83333

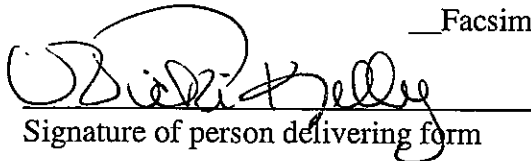
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Albert P. Barker  
Barker, Rosholt & Simpson LLP  
P.O. Box 2139  
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P.O. Box 83  
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Signature of person delivering form