

AMENDED DIRECTOR'S REPORT

Subcase Nos.
02-103 and 02-10300

In Re SRBA
Twin Falls County Civil Case No. 39576

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
AUG 12 2011	
By _____	Clerk
_____	Deputy Clerk

Report to the SRBA District Court

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

August 12, 2011

DESCRIPTIVE SUMMARY

This is an Amended Director's Report submitted by the Director of the Idaho Department of Water Resources.

DISCUSSION

Pursuant to the *Order Granting Motion to Amend Claim and Setting Deadline for Director's Report and Objections, Summary Judgment Schedule and Trial Setting* issued by Special Master Dolan on July 29, 2011, the Director submits for filing with the Court, an Amended Director's Report for water right no. 02-10300, claimed by Cottonwood Mutual Canal Co. In preparing the new recommendation for water right no. 02-10300, the Department recognized that it needed to change its current recommendation for water right no. 02-103, which is Black Mesa's competing claim to water right no. 02-10300. Accordingly, the Director also submits an amended recommendation for water right no. 02-103. The Amended Director's Report for 02-103 is necessary to prevent an enlargement and to properly frame the ownership issue for the court.


Carter Fritschle
Adjudication Section Manager

CERTIFICATE OF SERVICE

I certify that on Aug 12, 2011, 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:

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Black Mesa Farms LLC
Represented by:
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PO Box 2720
Boise, ID 83701-2720

Black Mesa Farms LLC
Represented by:
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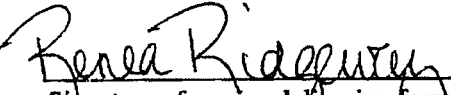
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State of Idaho
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United States Dept. of Justice
Environment & Natural Resources
550 West Fort Street, MSC 033
Boise, ID 83724

Elmore County Courthouse
150 S 4th Ste 5
Mountain Home, ID 83647


Signature of person delivering form

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

1

428 ACRES TOTAL

This right is limited to the irrigation of 400 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 - License

This right is a portion of former right no. 02-2209.