



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

RECEIVED
MAR 8 2013
DEPARTMENT OF
WATER RESOURCES

March 6, 2013

Diana Delaney
Clerk of the District Court
SRBA District Court
253 3rd Ave. N.
PO Box 2707
Twin Falls, ID 83303-2707

Re: SRBA Subcase No. 63-00174 (Estate of Tina Iest)

Dear Diana:

Please find enclosed for filing an Amended Director's Report for the above-referenced subcase.

Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Suzy".

SUZY COOLEY-DENNEY, Paralegal
Office of the Attorney General
Idaho Department of Water Resources

cc: Dana Hofstetter
BLM
OAG
Canyon County Courthouse
IDWR

Enclosures

AMENDED DIRECTOR'S REPORT

Subcase No. 63-00174

RECEIVED

MAR 11 8 2013

DEPARTMENT OF
WATER RESOURCES

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, Director
Carter Fritschle, Manager, Adjudication Section

March 5, 2013

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 Requesting Administrative Director's Report; Order Setting Deadlines* issued by the Special Master Booth on March 5, 2013, the Director submits for filing with the Court an Amended Director's Report for the aforementioned subcase (see attached print-out).


CARTER FRITSCHLE
Manager, Adjudication Section

CERTIFICATE OF SERVICE

I certify that on MARCH 6, 2013, 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:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

CLIVE STRONG
CHIEF, DIVISION OF NATURAL RES
OFFICE OF THE ATTORNEY GENERAL
PO BOX 44449
BOISE ID 83711-4449

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

CANYON COUNTY COURTHOUSE
1115 ALBANY STREET
CALDWELL, ID 83605

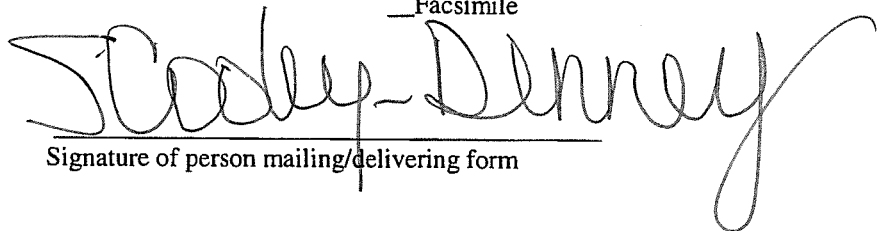
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ESTATE OF TINA IEST
THE TINA IEST FAMILY LLLP
Represented by:
DANA L HOFSTETTER
608 W FRANKLIN ST
BOISE, ID 83702-5509

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile


Signature of person mailing/delivering form

03/05/2013

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

RIGHT NUMBER: 63-174

NAME AND ADDRESS: ESTATE OF TINA IEST
C/O HELEN TIDWELL
5700 S LINDER RD
MERIDIAN ID 83642

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.800 CFS

Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1869

POINT OF
DIVERSION:

T05N R05W S36 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	1.800 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE: IRRIGATION in CANYON County

T05N R05W S25 Lot 7 SWNW	11.00	T05N R05W S25 Lot 8 NWSW	11.00
T05N R05W S26 NENE	1.00	T05N R05W S26 Lot 8 SWNE	13.00
T05N R05W S26 Lot 9 SENE	30.00	T05N R05W S26 Lot 3 SENW	13.00
T05N R05W S26 Lot 7 NESW	3.00	T05N R05W S26 NESE	19.00
T05N R05W S26 NWSE	26.00	T05N R05W S26 SESE	5.00

132 ACRES TOTAL

Right Nos. 63-174, 63-5181 and 63-5182 are limited to the irrigation of a combined total of 132 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 originated as all or part of right no. 41 in the Stewart Decree and the historic Boise River Water Masters records.

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

Right Nos. 63-5181 and 63-5182 are also diverted through point of diversion described above.