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Department of Water Resources
Southern Region

SUPPLEMENTAL DIRECTOR'S REPORT

Subcase Nos. 43-11194 and 43-11195

In Re SRBA

Twin Falls County Civil Case No. 39576

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources

Karl J. Dreher, Director

David R. Tuthill, Jr., Adjudication Bureau Chief

April 28, 2000

DESCRIPTIVE SUMMARY

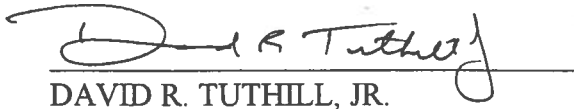
This is a Supplemental Director's Report submitted by the Director of the Idaho Department of Water Resources.

DISCUSSION

Pursuant to the Special Master's *Order Requiring Director's Reports* dated March 30, 2000, the Director submits for filing with the Court, a Supplemental Director's Report for the aforementioned subcases. Claim numbers 43-07184 and 43-07187 were recommended for disallowal in the Director's Report for small domestic and stockwater rights because they appeared to be claims for both an IDWR permit (43-07187) and license (43-07184) with priority dates that would indicate they were beneficial use claims. During subsequent meetings with the United States Forest Service (USFS), it was discovered that they had intended to submit beneficial use claims to the same springs covered by 43-07184 and 43-07187. The USFS did not intend to claim either the permit or the license; those rights are not subject to the SRBA and exist in addition to the beneficial use rights claimed.

Recommendations of 43-07184 and 43-07187 are hereby being replaced and reported as beneficial use rights under claim numbers 43-11194 and 43-11195. Recommendations of 43-07184 and 43-07187 are being withdrawn through the *Notice of Withdrawal of Director's Report* submitted simultaneously with this Supplemental Director's Report.

Respectfully submitted this 28th day of April, 2000.



DAVID R. TUTHILL, JR.
Adjudication Bureau Chief

SUPPLEMENTAL DIRECTOR'S REPORT

CERTIFICATE OF SERVICE

I certify that on 4-28, 2000, I mailed and/or delivered the original and copies of this form, including all attachments, 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:

Clive Strong
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

Cassia County Courthouse
1459 Overland Ave.
Burley, ID 83318

☐ Overnight Mail
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☐ Facsimile

Idaho Department of Water Resources
Southern Regional Office
1341 Fillmore St. Ste 200
Twin Falls, ID 83301-3380

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☐ Regular Mail
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Sandy Egbert
Signature of person delivering form

Job	Phone Number	Start Time	Pages	Mode	Status
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493	912087363037,,,6418 59-----	4/28 2:09PM.....	5/ 5	BC	Completed.....

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

RIGHTS FROM: SOURCE: SPRING TRIBUTARY: SINKS

RIGHT NUMBER: 43-11194

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
324 25TH STREET
OGDEN UT 84401-2394

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 05/01/1876

POINT OF DIVERSION: T13S R24E S11 NWNESE Within CASSIA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	<u>STOCKWATER</u>	<u>06-01 09-30</u>	<u>0.02 CFS</u>

PLACE OF USE: STOCKWATER Within CASSIA County
T13S R24E S11 NESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
FOREST SERVICE RECORD ID = 041417040210100041 00