

AMENDED DIRECTOR'S REPORT

Subcase No. 72-16781 (Now Recommended as Rights 72-16781A and 72-16781B)

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

October 31, 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 Special Master Booth's Order Granting Motion to File Amended Claim and Setting Subcase Deadlines, dated September 10, 2013, the Director submits the attached Amended Director's Report for water right 72-16781. The Director has split the use formerly described solely under water right 72-16781, into rights 72-16781A and 72-16781B to distinguish privately held land from BLM land. The Director recommends parent right 72-16781 for disallowal.



CARTER FRITSCHLE
Manager, Adjudication Section

CERTIFICATE OF SERVICE

I certify that on October 31, 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
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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

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

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CUSTER COUNTY COURTHOUSE
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Jeri Harris
Signature of person mailing/delivering form

10/31/2013

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

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
72-16781	EDDIE BAKER JR HC 68 BOX 375 CLAYTON ID 83227	Disallowed	Recommended as Right Nos. 72-16781A and 72-16781B.

10/31/2013

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

RIGHT NUMBER: 72-16781A

NAME AND ADDRESS: EDDIE BAKER JR
HC 68 BOX 375
CLAYTON ID 83227

SOURCE: SALMON RIVER EAST FORK TRIBUTARY: SALMON RIVER
UNNAMED STREAM TRIBUTARY: EAST FORK SALMON RIVER

Point of injection into and point of redirection from an unnamed stream.

QUANTITY: 3.210 CFS

The appropriator is entitled to the quantity of water described above at the point of measurement in T09N, R17E, S11, NENE.

PRIORITY DATE: 04/01/1967

POINT OF
DIVERSION:

T09N R17E S11 NENE Rediversion Within CUSTER County
T09N R17E S11 NENE Within CUSTER County
T09N R17E S11 NESW Injection Within CUSTER County
T09N R17E S11 NESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.210 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T09N R17E S01	NESW	13.00	T09N R17E S01	SWSW	2.80
15.8 ACRES TOTAL					

Right Nos. 72-204, 72-2048, 72-10302A, 72-10302B, 72-10302C, 72-10303, 72-10304, 72-16779 and 72-16781A are limited to the irrigation of a combined total of 393 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 - Beneficial Use

This right is renumbered from former claim 72-16781.

The unnamed stream source is also known as the East Fork Back Channel.

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

RIGHT NUMBER: 72-16781B

NAME AND ADDRESS: EDDIE BAKER JR
HC 68 BOX 375
CLAYTON ID 83227

SOURCE: SALMON RIVER EAST FORK TRIBUTARY: SALMON RIVER
UNNAMED STREAM TRIBUTARY: EAST FORK SALMON RIVER
Point of injection into and point of redirection from an unnamed stream.

QUANTITY: 1.060 CFS

The appropriator is entitled to the quantity of water described above at the point of measurement in T09N, R17E, S11, NENE.

PRIORITY DATE: 04/01/1967

POINT OF
DIVERSION:

T09N R17E S11 NENE Rediversion Within CUSTER County
T09N R17E S11 NENE Within CUSTER County
T09N R17E S11 NESW Injection Within CUSTER County
T09N R17E S11 NESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.060 CFS
<u>PLACE OF USE: IRRIGATION in CUSTER County</u>		
T09N R17E S01 SESW	5.30	

5.3 ACRES TOTAL

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 - Beneficial Use

This right is renumbered from former claim 72-16781.

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