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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Subcase Nos. 34-07061A
	)	and 34-07061B
	)	
Case No. 39576	)	STATUS REPORT
	)	
	)	

DESCRIPTIVE SUMMARY

The Director of the Idaho Department of Water Resources (IDWR) submits this document to report the status of the above-referenced subcases.

DISCUSSION

Concurrent with this report, IDWR is lodging with the Court the Director's revised recommendations for water right nos. 34-07061A and 34-07061B. The revised recommendations correct an error in the license which is the basis for these water rights.

The error in the license affects only the distribution of irrigated acres within the place of use. The license contains a

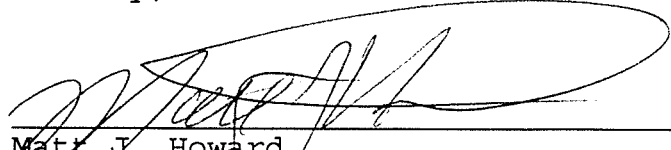
correct legal description of the place of use. It also correctly identifies 262 as the total number of irrigated acres within the place of use. The only error in the license is that it did not accurately apportion the 262 irrigated acres among the various 40-acre quarter-quarter sections in the place of use. Some quarter-quarter sections should have had more irrigated acres attributed to them and others should have had less. The revised recommendations remedy this error by correctly identifying the actual number of irrigated acres in each quarter-quarter section of the licensed place of use. The practical effect of these corrections is that the number of irrigated acres recommended for no. 34-07061A has been reduced slightly, and the recommended amount of water has been reduced proportionately. The acres and water quantity recommended for no. 34-07061B have been increased slightly.

Additionally, the revised recommendation for 34-07061A deletes the remark regarding the accomplished change in the place of use. This water right does not involve an accomplished change in the place of use because all that has changed is the distribution of irrigated acres. The legal description of the place of use remains unchanged.

CONCLUSION

In light of the Director's revised recommendations for these water rights, the Director proposes that the stay on subcase no. 34-07061A be lifted and that a joint settlement conference involving both subcase nos. 34-07061A and 34-07061B be scheduled.

DATED this 15 day of February, 1996.



Matt J. Howard
Deputy Attorney General
Idaho Department of Water Resources

CERTIFICATE OF MAILING

I certify that on February 15, 1996, I served a true and correct copy of this document, including all attachments, by placing a true and correct copy thereof by the method indicated below, 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, Idaho 83303-2707

☐ U.S. Mail
☐ Overnight Mail
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2. Copies to:

Robert and Ann Karr
P.O. Box 682
Arco, ID 83213

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Arco, ID 83213

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Signature of person mailing form

AJ5856NP

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

DATE: JAN-30-1996
PAGE: A-1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
34-07061A	ROBERT P KARR ANN L KARR PO BOX 682 ARCO ID 83213	01/29/1974	IRRIGATION	05-01 10-15	0.1 0.174	CFS CFS LICENSE

SOURCE: BIG LOST RIVER

TRIBUTARY: SINKS

NON-IRRIGATION USES:

INDIVIDUAL STOCKWATERING, 20 RANGE CATTLE OR SHEEP

POINT OF DIVERSION:

103N R27E S20

NENEN

PLACE OF USE: IRRIGATION

103N R27E S20

NEW 5.3
NEW 13.3

NEW 13.3

5.3 ACRES TOTAL

111710 ACRES TOTAL

REMARKS: RIGHT INCLUDES ACCUMULATED CHANGE IN PLACE OF USE PURSUANT TO

103N R27E S20

RIGHT NO. 34-07061B IS ALSO DIVERTED THROUGH POINT OF

DIVERSION DESCRIBED ABOVE.

TOTAL QUANTITY: 0.1 CFS
0.174 CFS
CONSUMPTIVE USE: 13.3 AFY
17.7 AFY

AJ5856NP

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

DATE: JAN-30-1996
PAGE: A-1

RIGHT
NUMBER

NAME & ADDRESS

PRIORITY
DATE

PURPOSE OF USE

PERIOD OF USE
FROM TO

MAXIMUM
QUANTITY

BASIS OF CLAIM

SOURCE: BIG LOST RIVER

TRIBUTARY: SINKS

34-07061B

LARRY QUIST

01/29/1974 IRRIGATION

05-01 10-15

4.92 CFS LICENSE

RT 1 BOX 203
ARCO ID 83213

TOTAL QUANTITY:

4.92 CFS
4.92 AFY
641.8 AFY
61010 AFY

CONSUMPTIVE USE:

POINT OF DIVERSION:

TOSN R27E S20

PLACE OF USE: IRRIGATION

TOSN R27E S20

NENENW

NENE 18.7

NENE 7310

SENE 40.0

SANE 28.0

SANE 3010

NESW 40.0

NENW 24.0

NENW 2210

NWSW 39.0

NENW 28.0

NENW 3110

SWNW 39.0

256.7 ACRES TOTAL

112410 ACRES TOTAL

REMARKS: RIGHT NO. 34-07061A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.