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5-29

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 No. 36-13492
	)	
Case No. 39576	)	IDWR REPORT RE: REVIEW
	)	OF PRELIMINARY SPECIAL
	)	MASTER'S REPORT
	)	

DESCRIPTIVE SUMMARY

IDWR submits this report to inform the Court and the parties that IDWR has reviewed the Preliminary Special Master's report submitted in this subcase and has these comments.

DISCUSSION

1. The comments of IDWR in regards to specific elements of the water right in the Preliminary Special Master's report are:

[X] Quantity

See "Purpose of Use." Without accurately describing the purposes of use of this water right, the quantity of water used

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in a domestic setting could be increased while keeping the flow rate in the same amount, thus, leading to an expansion of the water right.

[X] Purpose of Use

The purpose of use for water right no. 36-13492 should be described as:

DOMESTIC - 1 HOUSE

The director's report includes the number and type of domestic uses. This is done to prevent expansion of the water right by adding on consumptive uses that were not historically in existence.



Brent King
Deputy Attorney General
Idaho Department of Water Resources

CERTIFICATE OF MAILING

I certify that on May 24, 1996, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid 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

2. Copies to:

Wanda Kelly

Signature of person or attorney
mailing the form