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**SECOND REPORT REGARDING CLAIM
TO WATER RIGHT NO. 36-000092**

In Re SRBA
Twin Falls County Civil Case No. 39576
Sub-Case No. 36-00092

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources
Karl J. Dreher, Director
David R. Tuthill Jr., Acting Adjudication Bureau Chief

July 25, 1996

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The Director of the Idaho Department of Water Resources (IDWR) submits this second report regarding claim to water right no. 36-00092 to correct an error in the Report Regarding Claim to Water Right No. 36-00092 submitted to the Court July 1, 1996. This supplemental report was prepared under the supervision of Karl J. Dreher, Director, and David R. Tuthill Jr., Acting Adjudication Bureau Chief for IDWR. The following persons assisted in the preparation of the following portions of this report:

David R. Tuthill Jr., Acting Adjudication Bureau Chief reviewed this Supplemental Report Regarding Claim to Water Right No. 36-00092. The Affidavit of David R. Tuthill Jr., already submitted to the Court on July 1, 1996, describes Mr. Tuthill's education and work experience, and is incorporated by reference herein.

Steve Clelland, Senior Water Resource Agent, investigated and prepared the preliminary recommendation for claim no. 36-00092. The Affidavit of Steve Clelland as to the Investigation of Claims in the Hagerman Area, already submitted to the Court on July 1, 1996, describes Mr. Clelland's education and work experience, and is incorporated by reference herein. The affidavit also includes a general description of his investigation of claims in the Hagerman area. The Second Affidavit of Steve Clelland Regarding Claim No. 36-00092 describes Mr. Clelland's investigation of the domestic use of this water right; it is attached hereto and incorporated by reference herein.

I. WATER RIGHT NO. 36-00092

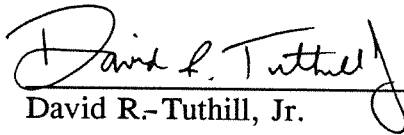
A. Quantity of Water Used

Due to the short time frame within which IDWR was ordered to complete a large volume of 706 Reports, it made an error in both the Director's Supplemental Report and the Report Regarding Claim to Water Right No. 36-00092 submitted to the Court on July 1, 1996. In its recommendation as to water right no. 36-00092, IDWR stated that the quantity of water used was recommended as 0.20 cfs for irrigation, 0.02 cfs for stockwater, 0.08 cfs for domestic, with a total of 0.20 cfs. The total quantity recommended is in error, because it does not take into account the fact that the diversion of water for domestic use is separate from and in addition to the diversion of water for irrigation use. Therefore, the amounts for these separate uses are additive. The proper recommendation should be a total quantity of 0.28 cfs.

STATE OF IDAHO)
) ss.
County of Ada)

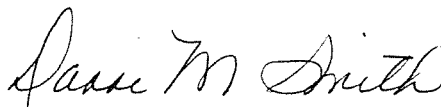
David R. Tuthill, Jr., being first duly sworn, upon oath, deposes and says:

That I am the Acting Adjudication Bureau Chief for IDWR, that I have read the foregoing report, know its contents, and that the statements contained therein are true to the best of my knowledge and belief.



David R.-Tuthill, Jr.

SUBSCRIBED AND SWORN to before me this 25th day of July, 1996.


Notary Public for the State of Idaho
Residing at: Boise ID
My commission expires: 12-5-2000

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 30th day of July, 1996 I caused to be served by First Class U.S. Mail, a true and correct copy of the foregoing document on the following person(s):

Patrick D. Brown
P.O. Box 389
Twin Falls, ID 83303-0389



Person Mailing Documents