

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED 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	)	SPECIAL MASTER'S REPORT AND
	)	RECOMMENDATION; FINDINGS OF
Case No. 39576	)	FACT AND CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHT 31-07127
	)	

I. FINDINGS OF FACT

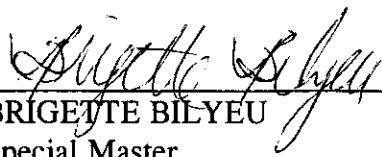
A claim for this water right was filed in the Snake River Basin Adjudication by Farm Credit Bank of Spokane. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system and investigated claims for Basin 31. The *Director's Report* contained a recommendation for the elements of this water right.

An *Objection* was filed to the *Director's Report* for this claim by Blaine and Connie Larsen. Subsequently, Larsen submitted a letter dated August 13, 2001, stipulating that the *Objection* in this subcase had been filed in error. The letter was treated as a *Motion to Withdraw Objection*. The *Motion to Withdraw Objection* was unopposed. The *Motion to Withdraw Objection* was **granted**. No further *Objections* were filed in this subcase. The *Objection* period in Basin 31 has now passed.

II. CONCLUSIONS OF LAW

Since the *Motion to Withdraw Objection* was granted, no *Objections* remain in this subcase. Therefore, based on the file and record for this subcase, **IT IS RECOMMENDED** that this water right be **decreed** with the elements set forth in the attached *Special Master's Recommendation for Partial Decree*.

DATED April 16, 2002.



 BRIGETTE BILYEU
 Special Master
 Snake River Basin Adjudication

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 31-07127

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DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
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NAME AND ADDRESS: BLAINE & CONNIE LARSEN
P O BOX 188
HAMER, ID 83425-0188

SOURCE: GROUND WATER

QUANTITY: 6.24 CFS

USE OF THIS RIGHT WITH RIGHT NO. 31-07202B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.9 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1543.5 AF.***

PRIORITY DATE: 07/25/1974

POINT OF DIVERSION: T09N R36E S21 NWNWE Within Clark County

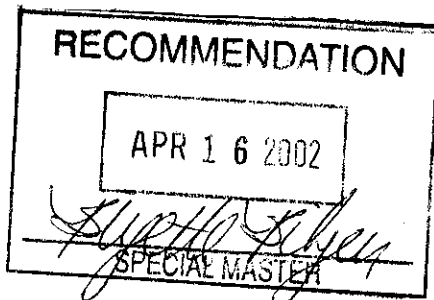
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	6.24 CFS

PLACE OF USE:	Irrigation	Within Clark County
T09N R36E S16	NESW 25.0	NWSW 9.0
	SWSW 30.0	SESW 40.0
	NWSE 9.0	SWSE 30.0
S21	NWNE 16.0	SWNE 21.0
	NENW 37.0	NWNW 16.0
	SWNW 21.0	SENW 38.0
	NESW 40.0	NWSW 37.0
	SWSW 19.0	SESW 37.0
	NWSE 37.0	SWSE 19.0
481.0 Acres Total		

USE OF THIS RIGHT WITH RIGHT NO. 31-07202B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 441 ACRES IN A SINGLE
IRRIGATION SEASON.*** THIS RIGHT IS LIMITED TO THE IRRIGATION OF
320 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE 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. I.C. SECTION 42-1412(6).



RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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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)
)
Case No. 39576)
)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

Water Right(s): 31-07127

On April 16, 2002, Special Master BRIGETTE BILYEU
issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s)
pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party
to the adjudication including parties to the subcase, may file a Motion
to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate
in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION
shall constitute a waiver of the right to challenge it before the
Presiding Judge.

DATED April 16, 2002.



JANET CONNELL
Deputy Clerk

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DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED AC

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)

CERTIFICATE OF MAILING

Case No. 39576)

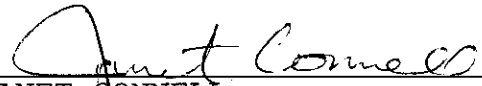
Water Right(s): 31-07127

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on April 16, 2002, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BLAINE & CONNIE LARSEN
P O BOX 188
HAMER, ID 83425-0188



JANET CONNELL
Deputy Clerk

CERTIFICATE OF MAILING

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