

2002 DEC -2 PM 4:14

FILED
TWIN FALLS CO., IDAHO
Cf

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

)
)
)
)
)
SPECIAL MASTER'S REPORT AND
RECOMMENDATION REGARDING
CLERICAL ERRORS

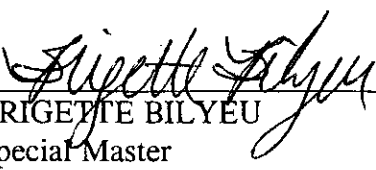
SUBCASE NOS.: 31-07605, 31-07607,
31-07608, 31-07613 and 31-07616

On August 1, 2002, *Partial Decrees Pursuant to I.R.C.P. 54(b)* were issued for the above listed water rights. A *Motion for Relief from Partial Decree to Correct Clerical Mistakes* was filed on October 10, 2002.

A hearing was held November 12, 2002. At the hearing the United States presented evidence that some of the overlapping water right numbers listed in the partial decrees contained clerical errors. In addition, the United States presented evidence that the average annual diversion volume for 31-07616 contained a clerical error. This Special Master is persuaded that the errors were clerical and should be corrected. The deadline for filing motions to alter or amend is January 28, 2003.

Therefore, based on the file and record herein, IT IS RECOMMENDED that the *Motion for Relief from Partial Decree to Correct Clerical Mistakes* be **granted** and that these water rights be **decreed** with the elements set forth in the attached *Special Master's Recommendations for Amended Partial Decrees*.

Dated December 2, 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

AMENDED

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-07605

2002 DEC -2 PM 4:15

FILED
TWIN FALLS, IDAHO
JF

NAME AND ADDRESS: BLAINE L LARSEN
PO BOX 188
HAMER, ID 83425-0188

SOURCE: GROUND WATER

QUANTITY: 0.75 CFS
101.00 AFY

USE OF THIS RIGHT IS LIMITED TO A FIVE YEAR AVERAGE ANNUAL
DIVERSION VOLUME OF 101 AF.

THE COMBINED USE OF RIGHTS LISTED BELOW SHALL NOT EXCEED
7301.3 AF PER YEAR WHEN AVERAGED OVER A ROLLING FIVE YEAR
PERIOD. COMBINED RIGHT NOS.: 31-07052C, 31-07052N, 31-07052P,
31-07214B, 31-07214D, 31-07368A, 31-07368C, 31-07369E,
31-07369C, 31-07369F, 31-07439B, 31-07605, 31-07606, 31-07607,
31-07608, 31-07609, 31-07610A, 31-07611, 31-07612A, 31-07613,
31-07614, 31-07615A, 31-07616, 31-07617, 31-07618A, 31-07619,
31-07620A, 31-07621A, 31-07622A, 31-07623, 31-07624, 31-07625,
31-07626, 31-07627A, 31-07628, 31-07629, 31-07630, 31-07631,
31-07632, 31-07633, 31-07634, 31-07635A, 31-07636, 31-07637, AND
31-07638A.

PRIORITY DATE: 03/29/1984

POINT OF DIVERSION: T09N R36E S27 NESWN Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.75 CFS 101.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation	Within Clark County	
	T09N R36E S27	NENW 19.1 SWNW 40.0 NESW 7.1 NENE 8.2	NWNW 34.0 SESW 32.0 NWSW 18.0 SENE 18.0
	S28		
	176.4 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 43.2 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 176.4 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT
NOS.: 31-07605, 31-07607, 31-07608 31-07613 AND 31-07616.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

RECOMMENDATION

Shirley Pugh
DEC 02 2002

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 31-07605 File Number: 00177

SPECIAL MASTER

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

THE RIGHT HOLDER SHALL PROVIDE AN ANNUAL SUMMARY OF PUMPING
VOLUMES TO THE DEPARTMENT AS PUBLIC RECORD.

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

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

AMENDED

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-07607

2002 DEC -2 PM 4:15

31-07607-578A
TWIN FALLS CO., IDAHO
FILED *g*

NAME AND ADDRESS: BLAINE L LARSEN
CONNIE LARSEN
PO BOX 188
HAMER, ID 83425-0188

SOURCE: GROUND WATER

QUANTITY: 0.95 CFS
115.00 AFY

USE OF THIS RIGHT IS LIMITED TO A FIVE YEAR AVERAGE ANNUAL
DIVERSION VOLUME OF 115 AF.

THE COMBINED DIVERSION VOLUME OF RIGHTS LISTED BELOW IS
LIMITED TO A FIVE YEAR AVERAGE ANNUAL VOLUME OF 413 AF.
COMBINED RIGHT NOS.: 31-07605, 31-07607, 31-07608, 31-07613 AND
31-07616.

THE COMBINED DIVERSION VOLUME OF RIGHTS LISTED BELOW SHALL NOT
EXCEED 7540 AF PER YEAR WHEN AVERAGED OVER A ROLLING FIVE YEAR
PERIOD. COMBINED RIGHTS: 31-07052C, 31-07052N, 31-07052P, 31-07214,
31-07214D, 31-07368A, 31-07368B, 31-07369B, 31-07369C, 31-07369D,
31-07439B, 31-07605, 31-07606, 31-07607, 31-07608, 31-07609, 31-07610,
31-07611, 31-07612, 31-07613, 31-07614, 31-07615, 31-07616, 31-07617
31-07618, 31-07619, 31-07620, 31-07621, 31-07622, 31-07623, 31-07624,
31-07625, 31-07626, 31-07627, 31-07628, 31-07629, 31-07630, 31-07631,
31-07632, 31-07633, 31-07634, 31-07635, 31-07636, 31-07637, AND
31-07638A.

PRIORITY DATE: 03/29/1984

POINT OF DIVERSION: T09N R36E S27 NESWNW Within Clark County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.95 CFS 115.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED
EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN
THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.***

PLACE OF USE:	Irrigation		Within Clark County
	T09N R36E S27	NENW 19.1	NWNW 34.0
		SWNW 40.0	SENW 32.0
		NESW 7.1	NWSW 18.0
	S28	NENE 8.2	SENE 18.0
	176.4 Acres Total		

RECOMMENDATION

DEC 02 2002

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 49.2 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 176.4 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-07605, 31-07607,
31-07608, 31-07613 AND 31-07616.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE USE OF WATER WITHIN THE SENE, S28, T09N, R36E IS LIMITED
TO THE EAST HALF OF THAT PLACE OF USE.

THE RIGHT HOLDER SHALL PROVIDE AN ANNUAL SUMMARY OF PUMPING
VOLUMES TO THE DEPARTMENT AS PUBLIC RECORD.

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

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

AMENDED

In Re SRBA)

PARTIAL DECREE PURSUANT TO

I.R.C.P. 54(b) FOR

Case No. 39576)

Water Right 31-07608

2002 DEC -2 PM 4:15

FILED
TWIN FALLS CO., IDAHO
4

NAME AND ADDRESS:

BLAINE L LARSEN
CONNIE LARSEN
PO BOX 188
HAMER, ID 83425-0188

SOURCE:

GROUND WATER

QUANTITY:

0.38 CFS
105.00 AFY

USE OF 31-07616 AND 31-07608 ARE LIMITED TO A FIVE YEAR
AVERAGE ANNUAL DIVERSION VOLUME OF 105 AF.

THE COMBINED DIVERSION VOLUME OF RIGHTS LISTED BELOW IS
LIMITED TO A FIVE YEAR AVERAGE ANNUAL VOLUME OF 413 AF.

COMBINED RIGHT NOS.: 31-07605, 31-07607, 31-07608, 31-07613 AND
31-07616.

THE COMBINED DIVERSION VOLUME OF RIGHTS LISTED BELOW SHALL
NOT EXCEED 7540 AF PER YEAR WHEN AVERAGED OVER A ROLLING FIVE
YEAR PERIOD. COMBINED RIGHT NOS.: 31-07052C, 31-07052N, 31-07052P,
31-07214, 31-07214D, 31-07368A, 31-07368B, 31-07369B, 31-07369C,
31-07369D, 31-07439B, 31-07605, 31-07606, 31-07607, 31-07608, 31-07609,
31-07610, 31-07611, 31-07612, 31-07613, 31-07614, 31-07615, 31-07616,
31-07617, 31-07618, 31-07619, 31-07620, 31-07621, 31-07622, 31-07623,
31-07624, 31-07625, 31-07626, 31-07627, 31-07628, 31-07629, 31-07630,
31-07631, 31-07632, 31-07633, 31-07634, 31-07635, 31-07636, 31-07637,
AND 31-07638A.

PRIORITY DATE:

06/01/1987

POINT OF DIVERSION:

T09N R36E S27

NESWNW

Within Clark County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
04-15 TO 10-15

QUANTITY
0.38 CFS
105.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED
EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN
THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:

Irrigation

T09N R36E S27

NENW 19.1
SWNW 40.0
NESW 7.1
NENE 8.2

Within Clark County

NWNW 34.0
SESW 32.0
NWSW 18.0
SENE 18.0

RECOMMENDATION

DEC 02 2002

SPECIAL MASTER

S28
176.4 Acres Total

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 44.7 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 176.4 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-07605, 31-07607,
31-07608, 31-07613 AND 31-07616.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE USE OF WATER WITHIN THE SENE, S28, T09N, R36E IS LIMITED
TO THE EAST HALF OF THAT PLACE OF USE.

THE RIGHT HOLDER SHALL PROVIDE AN ANNUAL SUMMARY OF PUMPING
VOLUMES TO THE DEPARTMENT AS PUBLIC RECORD.

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

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

AMENDED

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-07613

2002 DEC -2 PM 4:15

FILED 4

NAME AND ADDRESS: BLAINE L LARSEN
PO BOX 188
HAMER, ID 83425-0188

SOURCE: GROUND WATER

QUANTITY: 0.57 CFS
92.00 AFY

USE OF THIS RIGHT IS LIMITED TO A FIVE YEAR AVERAGE ANNUAL
DIVERSION VOLUME OF 92 AF.

THE COMBINED DIVERSION VOLUME OF RIGHTS LISTED BELOW IS
LIMITED TO A FIVE YEAR AVERAGE ANNUAL VOLUME OF 413 AF.
COMBINED RIGHT NOS.: 31-07605, 31-07607, 31-07608, 31-07613 AND
31-07616.

THE COMBINED DIVERSION VOLUME OF RIGHTS LISTED BELOW SHALL
NOT EXCEED 7540 AF PER YEAR WHEN AVERAGED OVER A ROLLING FIVE
YEAR PERIOD. COMBINED RIGHTS: 31-07052C, 31-07052N, 31-07052P,
31-07214, 31-07214D, 31-07368A, 31-07368B, 31-07369B, 31-07369C,
31-07369D, 31-07439B, 31-07605, 31-07606, 31-07607, 31-07608, 31-07609,
31-07610, 31-07611, 31-07612, 31-07613, 31-07614, 31-07615, 31-07616,
31-07617, 31-07618, 31-07619, 31-07620, 31-07621, 31-07622, 31-07623,
31-07624, 31-07625, 31-07626, 31-07627, 31-07628, 31-07629, 31-07630,
31-07631, 31-07632, 31-07633, 31-07634, 31-07635, 31-07636, 31-07637,
AND 31-07638A.

PRIORITY DATE: 05/02/1978

POINT OF DIVERSION: T09N R36E S27 NESWN Within Clark County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.57 CFS
			92.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN
AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED
EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN
THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation	Within Clark County
	T09N R36E S27	NENW 19.1
		NWNW 34.0
		SWNW 40.0
		SENW 32.0
		NESW 7.1
		NWSW 18.0
	S28	NENE 8.2
		SENE 18.0
	176.4 Acres Total	

RECOMMENDATION

DEC 02 2002

SPECIAL MASTER

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 39.3 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 176.4 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-07605, 31-07607,
31-07608, 31-07613 AND 31-07616.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE USE OF WATER WITHIN THE SENE, S28, T09N, R36E IS LIMITED
TO THE EAST HALF OF THAT PLACE OF USE.

THE RIGHT HOLDER SHALL PROVIDE AN ANNUAL SUMMARY OF PUMPING
VOLUMES TO THE DEPARTMENT AS PUBLIC RECORD.

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

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

AMENDED

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-07616

2002 DEC -2 PM 4:15

31-07616-SRBA
TWIN FALLS CO., IDAHO
FILED *Or*

NAME AND ADDRESS: BLAINE L LARSEN
CONNIE LARSEN
PO BOX 188
HAMER, ID 83425-0188

SOURCE: GROUND WATER

QUANTITY: 0.37 CFS
105.00 AFY

USE OF THIS RIGHT WITH 31-07608 IS LIMITED TO A FIVE YEAR
AVERAGE ANNUAL DIVERSION VOLUME OF 105 AF.

THE COMBINED DIVERSION VOLUME OF RIGHTS LISTED BELOW IS
LIMITED TO A FIVE YEAR AVERAGE ANNUAL VOLUME OF 413 AF.
COMBINED RIGHT NOS.: 31-07605, 31-07607, 31-07608, 31-07613 AND
31-07616.

THE COMBINED DIVERSION VOLUME OF RIGHTS LISTED BELOW
SHALL NOT EXCEED 7540 AF PER YEAR WHEN AVERAGED OVER A ROLLING
FIVE YEAR PERIOD. COMBINED RIGHTS: 31-07052C, 31-7052N, 31-07052P,
31-07214, 31-07214D, 31-07368A, 31-07368B, 31-07369B, 31-7369C,
31-07369D, 31-07439B, 31-07605, 31-07606, 31-07607, 31-07608, 31-07609,
31-07610, 31-07611, 31-07612, 31-07613, 31-07614, 31-07615, 31-07616,
31-07617, 31-07618, 31-07619, 31-07620, 31-07621, 31-07622, 31-07623,
31-07624, 31-07625, 31-07626, 31-07627, 31-07628, 31-07629, 31-07630,
31-07631, 31-07632, 31-07633, 31-07634, 31-07635, 31-07636, 31-07637,
AND 31-07638A.

PRIORITY DATE: 05/02/1978

POINT OF DIVERSION: T09N R36E S27 NESWN Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.37 CFS 105.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED
EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN
THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation		Within Clark County
	T09N R36E S27	NENW 19.1	NWNW 34.0
		SWNW 40.0	SENW 32.0
		NESW 7.1	NWSW 18.0
	S28	NENE 8.2	SENE 18.0
	176.4 Acres Total		

RECOMMENDATION

DEC 02 2002

Duette L. Lym
SPECIAL MASTER

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 44.7 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 176.4 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-07605, 31-07607,
31-07608, 31-07613 AND 31-07616.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE USE OF WATER WITHIN THE SENE, S28, T09N, R36E IS LIMITED
TO THE EAST HALF OF THAT PLACE OF USE.

THE RIGHT HOLDER SHALL PROVIDE AN ANNUAL SUMMARY OF PUMPING
VOLUMES TO THE DEPARTMENT AS PUBLIC RECORD.

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

2002 DEC -2 PM 4:15

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

Case No. 39576

) SUBCASE: 31-07605, 31-07607,
) 31-07608, 31-07613 and 31-07616

) NOTICE OF ISSUANCE OF
) SPECIAL MASTER'S
) RECOMMENDATION

On December 2, 2002 Special Master BRIGETTE BILYEU issued a **SPECIAL MASTER'S REPORT AND RECOMMENDATION REGARDING CLERICAL ERRORS** 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 Report and Recommendation Regarding Clerical Errors* shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED December 2, 2002.



Janet Connell
Deputy Clerk

2002 DEC -2 PM 4:15

IN RE 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

Case No. 39576

)
)
)
)
)
**SUBCASE: 31-07605, 31-07607, 31-07608,
31-07613 and 31-07616**

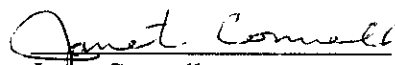
CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT AND RECOMMENDATION REGARDING CLERICAL ERRORS and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on December 2, 2002, with sufficient first-class postage prepaid to the following :

DIRECTOR OF IDWR
P O BOX 83720
BOISE, IDAHO 83720-0098

USDI BLM
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, IDAHO 83724
Phone: 208-387-0835

BLAINE L. LARSEN
CONNIE LARSEN
PO BOX 188
HAMER, IDAHO 83425-0188


Janet Connell
Deputy Clerk