

44-38861-107-SRBA
 TWIN FALLS CO., IDAHO.
 FILED *gc*

In Re SRBA
Case No. 39576

I. FINDINGS OF FACT

An *Objection* was filed by the State of Idaho on June 2, 1999. An *Objection* was filed by Joe Tugaw, Jared Bedke, Bruce Bedke, Joyce Livestock Company, Jerry Hoagland, Scott Bedke, Karl Bedke, Michael Poulton, Gary Poulton and Western Stockgrowers Association (hereafter “Second Objectors”) on September 10, 1999. The Second Objectors filed a *Notice of Withdrawal of Objections* for this water right on January 30, 2002, prior to the filing of any responses. The remaining *Objection* to this water right was resolved on May 1, 2002 with the filing of a *Standard Form 5*. All parties to the subcase and IDWR are signatories to the *Standard Form 5*. There are no unresolved objections remaining in this subcase.

The United States claimed this right under state law. There is no assertion that this right is based on a federal reservation. Based on the file and record herein, IT IS RECOMMENDED that this water right be decreed with the elements set forth in the attached *Special Master's Recommendation for Partial Decree*.

Brigitte Bilyeu
BRIGETTE BILYEU, Special Master
Snake River Basin Adjudication

2002 AUG 30 PM 1:44

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

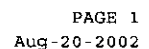
Water Right 37-19211

7-3253A
TWIN FALLS CO., IDAHO
FILED *of*

QUANTITY: 0.02 CFS

POINT OF DIVERSION: T01N R15E S05 NENESW (Instream Beginning Point) Within Camas County
NENESW (Instream Ending Point)

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



2002 AUG 30 PM 1:48

FILED
TWIN FALLS CO., IDAHO

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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 37-18237
(SEE ATTACHED EXHIBIT A)

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 August 30, 2002, with sufficient first-class postage prepaid to the following:

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

USDI BLM

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

STATE OF IDAHO
700 W JEFFERSON ROOM 210
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400



JANET CONNELL
Deputy Clerk

CERTIFICATE OF MAILING

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08/30/02

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

In Re SRBA)
)
Case No. 39576)
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)

Water Right(s): 37-18237
(SEE ATTACHED EXHIBIT A)

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.


JANET CONNELL
Deputy Clerk