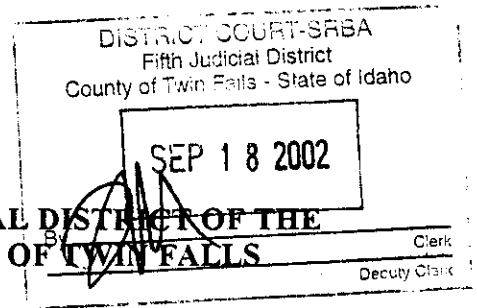


RECEIVED

SEP 18 2002

Department of Water Resources



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 36-02567

) (Woodland)

Case No. 39576

)

) AMENDED SPECIAL MASTER REPORT

Findings of Fact

Michael and Patricia Woodland, 800 W. Highway 24, Paul, Idaho 83347, filed a *Notice of Claim to a Water Right* on July 12, 1988, claiming 3.4 cfs from groundwater to irrigate 491 acres in Lincoln County from March 15 to November 15 with a priority date of March 7, 1963, based on a license. The Director of the Idaho Department of Water Resources filed his *Director's Report, Part I, for Reporting Area 3 (Basin 36)* on November 2, 1992. The Director recommended the claim for irrigation of 202 acres within a 491 acre place of use from April 1 to October 31.

The United States of America, Department of Interior, Bureau of Land Management filed an *Objection* on April 30, 1993, objecting to quantity, place of use and consumptive use. IDWR filed a *Notice of Completed Administrative Proceedings* on September 22, 1998, for a change in place of use. On September 5, 2002, the Special Master entered an *Order Granting Motion to Dismiss Objections* dismissing the United States *Objections* based on the *NCAP*.

A *Special Master Report and Recommendation* was entered on September 12, 2002. However, the court recently received a *Standard Form 5* that described elements differently than the *Recommendation*. This *Amended Special Master Report and Recommendation* incorporates the elements as described in the *SF5*.

Conclusions of Law

The Woodlands are entitled to a partial decree adjudicating a water right under claim 36-02567 as described in the attached *Amended Special Master Recommendation for Partial Decree for Water Right 36-02567*.

DATED September 18, 2002.



TERRENCE A. DOLAN
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)
)
Case No. 39576)
_____)

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

Water Right 36-02567

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

SEP 18 2002

By

Clerk

Deputy Clerk

NAME AND ADDRESS: PATRICIA WOODLAND
MICHAEL D. WOODLAND
800 W HWY 24
PAUL, ID 83347

SOURCE: GROUNDWATER

QUANTITY: 3.40 CFS
808.00 AFY

RIGHT NOS. 36-02207, 36-02567, 36-02674, 36-10197 AND 36-15179
ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 8.60 CFS AND
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1964 AF.

PRIORITY DATE: 03/07/1963

POINT OF DIVERSION: T06S R22E S19 NESWSE Within Lincoln County
S28 SESESW

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.40 CFS 808.00 AFY

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

PLACE OF USE:	Irrigation		Within Lincoln County
	T06S R22E S19	SWSE 28.0	
	S28	SWNW 34.0	SENW 35.0
		NESW 36.0	NWSW 40.0
		SWSW 17.0	SESW 29.0
	S29	SWNE 37.0	SENE 37.0
		NWNW 29.0	SWNW 15.0
		SENW 24.0	NESE 38.0
		NWSE 22.0	SESE 2.0
	S30	NENE 37.0	NWNE 31.0
	491.0 Acres Total		

RIGHT NOS. 36-02567 AND 36-02674 ARE LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 222 ACRES IN A SINGLE IRRIGATION SEASON.
RIGHT NOS. 36-02207, 36-02567, 3-02674, 36-10197 AND 36-15179 ARE
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 491 ACRES IN A
SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 202 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

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

OTHER PROVISIONS (continued)

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.

AMENDED

RECOMMENDATION

SEP 18 2002

Roger G. Burdick

SPECIAL MASTER

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

SEP 19 2002

Department of Water Resources

DISTRICT COURT
Fifth Judicial District
County of Twin Falls - State of Idaho

SEP 18 2002

By  Clerk
Deputy Clerk

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) : 36-02567

On September 18, 2002, Special Master TERRENCE A. DOLAN 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.

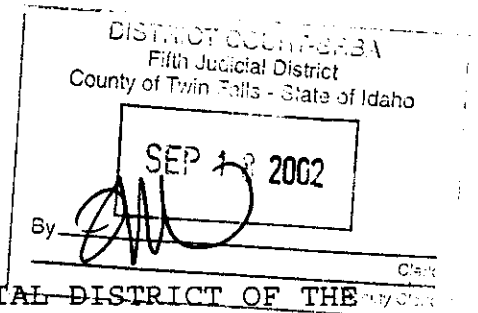
DATED September 18, 2002.


LETTIE MESSICK
Deputy Clerk

RECEIVED

SEP 18 2002

Department of Water Resources



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) : 36-02567

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 September 18, 2002, with sufficient first-class postage prepaid to the following:

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

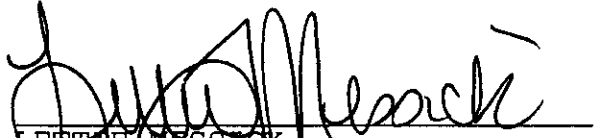
STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

MICHAEL D. WOODLAND
Represented by:
ROGER D LING
PO BOX 396
RUPERT, ID 83350
Phone: 208-436-4717

CERTIFICATE OF MAILING

PAGE 1
09/18/02

PATRICIA WOODLAND
MICHAEL D. WOODLAND
800 W HWY 24
PAUL, ID 83347
Phone: 208-532-4215



LETTIE MESSICK
Deputy Clerk

2002 SEP 12 AM 11:10

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 36-02567
) (Woodland)
Case No. 39576)
) SPECIAL MASTER REPORT

Findings of Fact

Michael and Patricia Woodland, 800 W. Highway 24, Paul, Idaho 83347, filed a *Notice of Claim to a Water Right* on July 12, 1988, claiming 3.4 cfs from groundwater to irrigate 491 acres in Lincoln County from March 15 to November 15 with a priority date of March 7, 1963, based on a license. The Director of the Idaho Department of Water Resources filed his *Director's Report, Part I, for Reporting Area 3 (Basin 36)* on November 2, 1992. The Director recommended the claim for irrigation of 202 acres within a 491 acre place of use from April 1 to October 31.

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Conclusions of Law

The Woodlands are entitled to a partial decree adjudicating a water right under claim 36-02567 as described in the attached *Special Master Recommendation for Partial Decree for Water Right 36-02567*.

DATED September 12, 2002.


TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

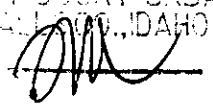
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

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

Water Right 36-02567

2002 SEP 12 AM 11:10

DISTRICT COURT-SRBA
TWIN FALLS, IDAHO
FILED 

NAME AND ADDRESS: PATRICIA WOODLAND
MICHAEL D. WOODLAND
800 W HWY 24
PAUL, ID 83347

SOURCE: GROUNDWATER

QUANTITY: 3.40 CFS
808.00 AFY

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 8.60 CFS AND A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1964.0 AF.
COMBINED RIGHT NOS.: 36-02674, 36-02207, 36-10197, AND 36-15179.

PRIORITY DATE: 03/07/1963

POINT OF DIVERSION: T06S R22E S19 NESWSE Within Lincoln County
S28 SESESW

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.40 CFS 808.00 AFY

PLACE OF USE:	Irrigation	Within Lincoln County
	T06S R22E S19	SWSE 28.0
	S28	SWNW 34.0 SENW 35.0
		NESW 36.0 NWSW 40.0
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		NWNW 29.0 SNNW 15.0
		SENW 24.0 NESE 38.0
		NWSE 22.0 SESE 2.0
	S30	NENE 37.0 NWNE 31.0
	491.0 Acres Total	

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 491 ACRES IN A SINGLE
IRRIGATION SEASON.
COMBINED RIGHT NOS.: 36-02674, 36-02207, 36-10197, AND 36-15179.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 202 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
THIS RIGHT WHEN COMBINED WITH 36-02674 IS LIMITED TO THE
IRRIGATION OF 222 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE
IN A SINGLE IRRIGATION SEASON.

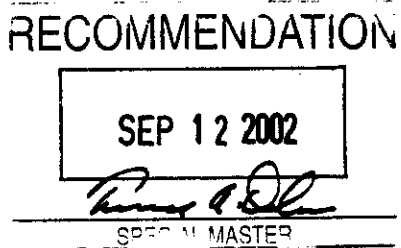
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

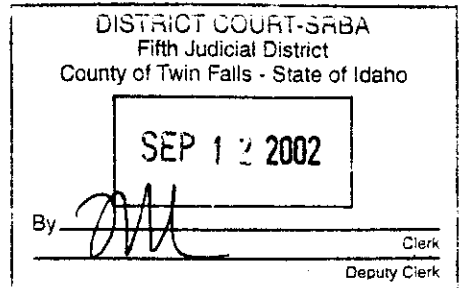
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RULE 54(b) CERTIFICATE

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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

In Re SRBA)
Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

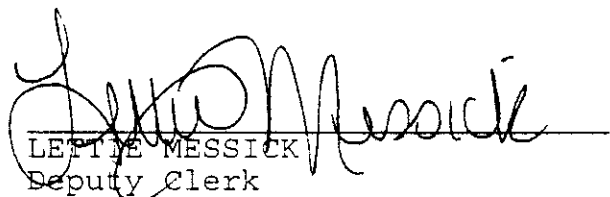
Water Right(s): 36-02567

On September 12, 2002, Special Master TERRENCE A. DOLAN 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 September 12, 2002.


LEPTIE MESSICK
Deputy Clerk