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SEP 19 2002

Department of Water Resources

DISTRICT COURT-SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
SEP 18 2002	
By _____	Clerk
_____	County 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

) Subcase 36-02674
) (Woodland)
)
) 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 2.44 cfs from groundwater to irrigate 491 acres in Lincoln County from March 15 to November 15 with a priority date of August 25, 1966, 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 1.04 cfs to irrigate 222 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 36-02674 as described in the attached *Amended Special Master Recommendation for Partial Decree for Water Right 36-02674*.

DATED September 18, 2002.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

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

SEP 18 2002

By Clerk
Deputy Clerk

In Re SRBA) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 36-02674

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

SOURCE: GROUNDWATER

QUANTITY: 1.04 CFS
439.00 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: 08/25/1966

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	1.04 CFS
			439.00 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 DATE 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	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		

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

RIGHT NO. 36-02567 AND 36-02674 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 222 ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT 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:

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

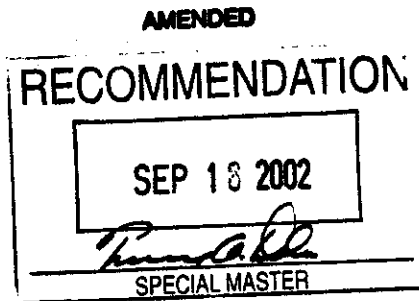
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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

SEP 18 2002

By

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): 36-02674

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

LETTIE MESSICK
Deputy Clerk

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Department of Water Resources

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

SEP 18 2002

By

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)
_____)

CERTIFICATE OF MAILING

Water Right(s) : 36-02674

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

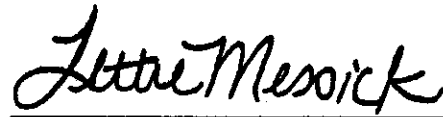
STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

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

A handwritten signature in cursive script that reads "Lettie Messick". The signature is written in black ink and is positioned above a horizontal line.

LETTIE MESSICK
Deputy Clerk