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Department of Water Resources

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED 

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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	)	SPECIAL MASTER'S REPORT
	)	
Case No. 39576	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHT 51-7171
	)	

I. FINDINGS OF FACT

On January 30, 1998, a *Partial Decree* was entered for the above-captioned water right. On August 9, 1999, Brackett Ranches, Ltd, (hereinafter "Brackett") by and through its attorney, Craig Pridgen, filed an *Ex Parte Application to File Late Objection*, seeking to file a late objection to the above-captioned water right and numerous other water rights.

On December 13, 1999, Brackett filed a *Withdrawal of Application to File Late Objections*. Thereafter, on November 1, 2002, Brackett and the United States of America filed a *Joint Motion to Dismiss Objections, Motion to File Late Objection and Motions to Set Aside Partial Decree*, together with a *Stipulation and Joint Motion for Order Approving Stipulation*.

II. CONCLUSIONS OF LAW

Therefore, based on the file and record herein, IT IS RECOMMENDED that the SRBA District Court enter an order denying Brackett's motion with prejudice and ordering that the **Partial Decree** entered on January 30, 1998 remain as issued.

DATED October 13, 2004.



THEODORE R BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER REPORT was mailed on October 13, 2004, with sufficient first-class postage to the following:

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