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TWIN FALLS CO., IDAHO
Department of Water Resources
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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) Subcase 45-2663
Case No. 39576) (Potter, Northcott, Broadie & Stuhlberg)
_____) SPECIAL MASTER REPORT

Findings of Fact

Grant Clark filed a *Notice of Claim to a Water Right* on January 29, 1991, claiming 1 cfs from groundwater to irrigate 134 acres in Cassia County from March 15 to November 15 with a priority date of July 26, 1961, based on a license. The Director of the Idaho Department of Water Resources filed his *Director's Report for Irrigation and Other, Reporting Area 10, IDWR Basin 45* on September 7, 2004. The Director recommended the claim as filed, but for irrigation of 129.9 acres from April 1 to October 31 and to the following claimants:

Mary May Potter
P.O. Box 993
Ketchum, ID 83340

Jolene Northcott
1836 South, 2000 East #B
Gooding, ID 83330

Deborah Broadie
222 Picabo Cutoff Road
Carey, ID 83320

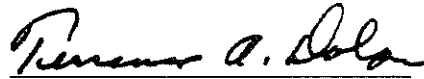
Elizabeth Stuhlberg
938 4th Avenue Drive
Jerome, ID 83338.

Earl Warthen filed an *Objection* on January 3, 2005, alleging the water right should not exist. On September 27, 2005, Mr. Warthen, the claimants and IDWR filed a *Stipulation to Dismiss Objection*.

Conclusions of Law

Mary Jane Potter, Jolene Northcott, Deborah Broadie and Elizabeth Stuhlberg are entitled to a partial decree adjudicating a water right under claim 45-2663 as recommended by IDWR and as described in the attached *Special Master Recommendation for Partial Decree for Water Right 45-2663*.

DATED October 4, 2005



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

DISTRICT COURT - 3RBA
TWIN FALLS CO., IDAHO
FILED

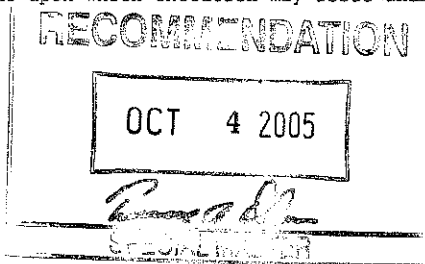
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ELIZABETH STUHLBERG
938 4TH AVE DR
JEROME, ID 83338

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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.



John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 45-02663

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 October 04, 2005, with sufficient first-class postage prepaid to the following:

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

GRANT MONROE CLARK
Represented by:
MICHAEL P TRIBE
MICHAEL P. TRIBE
615 H STREET
PO BOX 396
RUPERT, ID 83350-0396
Phone: 208-436-4717

MARY MAY POTTER
PO BOX 993
KETCHUM, ID 83340
Phone: 208-788-3413

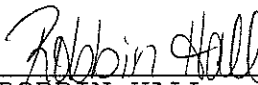
CERTIFICATE OF MAILING

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JOLENE NORTHCOTT
1836 S 2000 E #B
GOODING, ID 83330
Phone: 208-934-4170

DEBORAH BROADIE
222 PICABO CUTOFF RD
CAREY, ID 83320
Phone: 208-788-4455

ELIZABETH STUHLBERG
938 4TH AVE DR
JEROME, ID 83338
Phone: 208-324-4855



ROBBIN HALL
Deputy Clerk

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
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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)
Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

Water Right(s): 45-02663

On October 04, 2005, 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 October 04, 2005.



ROBBIN HALL
Deputy Clerk