

ITY OF

Water Right 45-04045

PAGE 1
Nov-09-2005

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

PLACE OF USE (continued)

	SWNE 35.0	SENE 40.0
	NENW 40.0	NWNW 40.0
	SWNW 40.0	SESW 40.0
	NESW 40.0	NWSW 40.0
	SWSW 39.0	SESW 39.0
	NESE 39.0	NWSE 34.0
	SWSE 33.0	SESE 38.0
S30	NESE 37.0	NWSE 39.0
	SWSE 39.0	SESE 34.0
S31	NENE 30.0	NWNE 33.0
	SWNE 40.0	SENE 37.0
	NENW 39.0	SESW 40.0
LOT 3	(NWSW)41.0	LOT 4 (SWSW)40.0
S32	NENE 38.0	NWNE 33.0
	SWNE 34.0	SENE 38.0
	NENW 39.0	NWNW 31.0
	SWNW 36.0	SESW 38.0
S33	NENW 39.0	NWNW 39.0
	SWNW 39.0	SESW 39.0
T13S R21E S01 LOT 1	(NENE)40.0	LOT 2 (NWNE)40.0
	SWNE 39.0	SENE 39.0
LOT 3	(NENW)40.0	LOT 4 (NWNW)41.0
	SWNW 39.0	SESW 39.0

3605.0 Acres Total

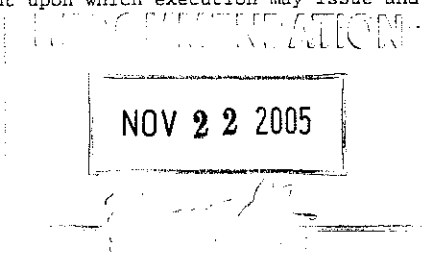
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4235 ACRES IN A SINGLE IRRIGATION SEASON.
 COMBINED RIGHT NOS.: 45-425D, 45-433, 45-514A, 45-516, 45-2413, 45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055, 45-7064, 45-7150, 45-7242, 45-7307, 45-7355, 45-13549, 45-13550.
 USE OF THIS RIGHT WITH RIGHT NO. 45-435A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 379 ACRES IN A SINGLE IRRIGATION SEASON.
 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 3605 ACRES IN A SINGLE IRRIGATION SEASON.
 COMBINED RIGHT NOS.: 45-2413, 45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055, 45-7064, 45-7150, 45-7242, 45-7307, & 45-13550.

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 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.



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

2005 NOV 22 PM 2 23

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) Subcases 45-2413, *et al.*
) (see list of 12 subcases attached)
Case No. 39576) (Cranney Land Company, LLC)
)
_____) SPECIAL MASTER REPORT

Findings of Fact

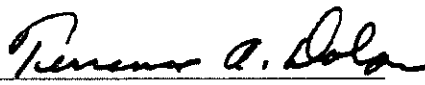
The Director of the Idaho Department of Water Resources filed his *Director's Report for Irrigation and Other, Reporting Area 10, IDWR Basin 45* on September 7, 2004. The Director recommended the above twelve claims to Cranney Land Company, LLC, 1310 South, 600 West, Oakley, Idaho, 83346, for various amounts between .2 cfs and 8.14 cfs from groundwater to irrigate 3605 acres in Cassia County between March 15 and November 15 with priority dates between April 2, 1952, and June 30, 1985, based on licenses and beneficial uses.

Howard R. Adams & Sons, Inc., filed *Motions for Leave to File Late Objections* on April 8, 2005, alleging the water rights should not exist. On November 7, 2005, Cranney Land Company, LLC, Howard & Sons, Inc. and IDWR filed a *Standard Form 5* for each claim.

Conclusions of Law

Cranney Land Company, LLC, is entitled to partial decrees adjudicating water rights for the above twelve claims as described in the *SF-5's* and the attached *Special Master Recommendations for Water Rights*.

DATED November 22, 2005.


TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2005 NOV 22 PM 2 24

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): 45-02413
(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 November 22, 2005, with sufficient first-class postage prepaid to the following:

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

HOWARD R ADAMS & SONS INC

Represented by:

ROGER D LING

615 H ST

PO BOX 396

RUPERT, ID 83350-0396

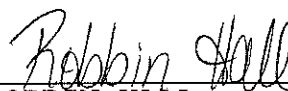
Phone: 208-436-4717

CERTIFICATE OF MAILING

PAGE 1
11/22/05

CRANNEY LAND COMPANY LLC
1310 S 600 W
OAKLEY, ID 83346
Phone: 208-862-3346

HOWARD R ADAMS & SONS INC
496 W 1000 S
BURLEY, ID 83318
Phone: 208-678-2978



ROBBIN HALL
Deputy Clerk

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2005 NOV 22 PM 2 24

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): 45-02413
(SEE ATTACHED EXHIBIT A)

On November 22, 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 November 22, 2005.



ROBBIN HALL
Deputy Clerk

Exhibit A

Subcase Nos:

45-02413
45-02431
45-02432
45-02594B
45-04045
45-04107
45-07055
45-07064
45-07150
45-07242
45-07307
45-13550