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DEPARTMENT OF
WATER RESOURCES

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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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 74-591
Case No. 39576) (Nelson)
)
) SPECIAL MASTER REPORT
)
_____)

Findings of Fact

The Director of the Idaho Department of Water Resources filed his *Part I Director's Report, Reporting Area 23, IDWR Basin 74* on January 23, 2006. The Director recommended claim 74-591 to Ruby and Clyde Nelson, 152 Lemhi Road, Salmon, Idaho, 83467, for .32 cfs from the Lemhi River to irrigate 10.7 acres in Lemhi County from March 15 to November 15 with a priority date of April 1, 1900, based on a decree.

The United States of America, Department of Interior, Bureau of Land Management filed an *Objection* on June 29, 2006, objecting to place of use. On May 25, 2007, the Nelsons and the United States, with IDWR's concurrence, filed a *Standard Form 5* agreeing to change the place of use.

Conclusions of Law

The Nelsons are entitled to a partial decree adjudicating a water right as described in the *SF-5* and the attached *Special Master Recommendation for Partial Decree for Water Right 74-591*.

DATED July 11, 2007.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

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1. UNITED STATES DEPARTMENT OF AGRICULTURE
 2. FOREST SERVICE
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In Re SRBA

Case No. 39576

CERTIFICATE OF MAILING

Water Right(s): 74-00591

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 July 11, 2007, with sufficient first-class postage prepaid to the following:

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

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CLYDE S NELSON
RUBY M NELSON
152 LEMHI RD
SALMON, ID 83467

CERTIFICATE OF MAILING

Robbin Hall
ROBBIN HALL
Deputy Clerk

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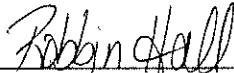
In Re SRBA	)	NOTICE OF ISSUANCE OF
	)	SPECIAL MASTER'S
Case No. 39576	)	RECOMMENDATION
	)	
_____	)	Water Right(s): 74-00591

On July 11, 2007, 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 July 11, 2007.



ROBBIN HALL
Deputy Clerk