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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2007 AUG 15 PM 2 32

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 Nos. 36-16490 and 36-16491**
	)	
Case No. 39576	)	**SPECIAL MASTER'S REPORT AND**
	)	**RECOMMENDATION ON MOTION TO**
	)	**FILE LATE NOTICE OF CLAIM**
	)	

On May 7, 2007, Paul J. Wilson (Claimant), by and through his attorney J. Dee May, filed a *Standard Form 4, Motion to File a Late Notice of Claim* for the above-captioned water rights. The *Motion* was heard by Judge Melanson on July 17, 2007, who found that the Claimant had shown good cause for the untimely filing of the claim, as well as a meritorious position, but referred the matter to this Special Master for further findings regarding the potential for prejudice to other parties to the SRBA. A hearing on the matter was held on August 14, 2007. Based upon the comments of counsel for the claimant, and upon the comments of IDWR at the hearing, this Special Master finds that there is very little likelihood of prejudice to other parties in allowing the claimant to proceed with his claim.

Accordingly, IT IS RECOMMENDED that the *Motion* be **granted**, and that the late claim be forwarded to IDWR for investigation and reporting in a late claims director's report.

Dated August 14, 2007

Theodore R. Booth
Special Master
Snake River Basin Adjudication

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2007 AUG 15 PM 2 33

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	NOTICE OF ISSUANCE OF SPECIAL MASTER'S RECOMMENDATION
Case No. 39576	
	Water Right(s): 36-16490 36-16491

On August 15, 2007, Special Master JOHN M MELANSON 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 August 15, 2007.

DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING

DISTRICT COURT - SRBA
TWIN FALLS COUNTY, IDAHO
2007 AUG 15 PM 2 33

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT AND RECOMMENDATION ON MOTION TO FILE LATE NOTICE OF CLAIM was mailed on August 15, 2007, with sufficient first-class postage to the following:

PAUL J WILSON
Represented by:
J DEE MAY
PO BOX 1846
TWIN FALLS, ID 83303
Phone: 208-733-7180

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

Deputy Clerk