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AUG 17 2007

DEPARTMENT OF
WATER RESOURCES

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

2007 AUG 15 PM 2 31

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 No. 65-12136B

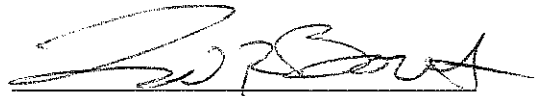
Case No. 39576

)
) SPECIAL MASTER'S REPORT AND
) RECOMMENDATION ON MOTION TO
) FILE LATE NOTICE OF CLAIM
)

On April 6, 2007, Blackhawk Partners, LLC (Claimant), filed a *Standard Form 4, Motion to File a Late Notice of Claim* for the above-captioned water right. 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 its 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 31

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

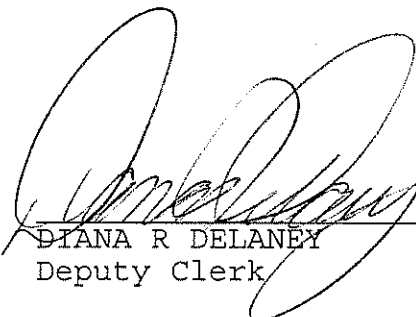
Water Right(s): 65-12136B

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

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:

DISTRICT COURT-SRBA
TWIN FALLS CO ID 83401
2007 AUG 15 PM 2 31

BLACKHAWK PARTNERS, LLC
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