

RECEIVED

DEC 28 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

2007 DEC 27 PM 1 40

**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 51-2002 and 51-10293
Case No. 39576) (Riddle Ranches, Inc.)
)
) SPECIAL MASTER REPORT
)
_____)

Findings of Fact

The Director of the Idaho Department of Water Resources filed his *Director's Report, Irrigation and Other Uses, Reporting Area 6 (IDWR Basin 51)* on November 24, 1998. The Director recommended claims 51-2002 and 51-10293 to Riddle Ranches, Inc., Riddle, Idaho, 83625, for 26.8 cfs and 960 afy from Otter Springs and Marys Creek for irrigation of 2,966 acres and irrigation storage (October 1 to June 30) / irrigation from storage (April 1 to October 31) in Owyhee County from April 1 to October 31 both with a priority date of March 11, 1913, based on a license and beneficial use.

The Shoshone-Paiute Tribes filed *Objections* on January 14, 1999, and on January 21, 1999, the United States filed its *Objections*. On December 20, 2006, the United States' *Objections* were dismissed with prejudice. On September 27, 2007, Riddle Ranches and the Shoshone-Paiute Tribes, with IDWR's concurrence, filed *Standard Forms 5* amending the places of use and remarks.

Conclusions of Law

Riddle Ranches is entitled to partial decrees adjudicating water rights as described in the *SF-5's* and the attached *Special Master Recommendations for Partial Decrees for Water Rights 51-2002 and 51-10293*.

DATED December 27, 2007.


TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 51-02002

NAME AND ADDRESS: RIDDLE RANCHES INC
RIDDLE, ID 83625

SOURCE: OTTER SPRINGS TRIBUTARY: MARYS CREEK
MARYS CREEK TRIBUTARY: SHEEP CREEK

POINTS OF INJECTION INTO AND POINTS OF REDIVERSION FROM SQUAW
CREEK AND PAYNE CREEK.

QUANTITY: 26.80 CFS

PRIORITY DATE: 03/11/1913

POINT OF DIVERSION:	T14S R03E S08	NWSE (Injection)	Within Owyhee County
		NWSE (Rediversion)	
	S17	SESW (Rediversion)	
	S19	NENE (Rediversion)	
		SENE (Rediversion)	
	S20	NENW (Rediversion)	
		NWNW (Rediversion)	
	S21	SENW (Rediversion)	
	S22	SWNW (Rediversion)	
		SENW (Rediversion)	
	S30	NENW (Rediversion)	
		NWNW (Rediversion)	
	R04E S32	SWSE (Rediversion)	
	T15S R04E S05	NESE (Injection)	
	S07	SENE	
	S08	SESE	

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	26.80 CFS

PLACE OF USE:	Irrigation		Within Owyhee County
	T14S R02E S25	NENE 37.0	NWNE 22.0
		SWNE 33.0	SENE 40.0
		SENW 3.0	NESW 33.0
		SWSW 40.0	SESW 40.0
		NESE 40.0	NWSE 40.0
		SWSE 40.0	SESE 34.0
	S36	NENE 3.0	NWNE 36.0
		SWNE 32.0	SENE 1.0
		NENW 40.0	NWNW 4.0
		SWNW 2.0	SENW 31.0
		NESW 29.0	NWSW 3.0
		SWSW 19.0	SESW 40.0
		NESE 1.0	NWSE 28.0
		SWSE 28.0	
	R03E S08	SESW 9.0	NESE 3.0
		NWSE 25.0	SWSE 40.0
		SESE 17.0	
	S16	NESW 35.0	NWSW 25.0
		SWSW 38.0	SESW 40.0
	S17	NENE 27.0	NWNE 40.0
		SWNE 40.0	SENE 19.0
		NENW 39.0	NWNW 8.0
		SWNW 25.0	SENW 40.0

PLACE OF USE (continued)

	NESW 40.0		NWSW 6.0
	SWSW 35.0		SESW 40.0
	NESE 5.0		NWSE 40.0
	SWSE 21.0		SESE 7.0
S18	SESE 11.0		
S19	NENE 40.0		NWNE 13.0
	SWNE 34.0		SENE 40.0
	NESW 21.0	LOT 4	(SWSW)10.0
	SESW 38.0		NESE 40.0
	NWSE 40.0		SWSE 40.0
	SESE 33.0		
S20	NENE 6.0		NWNE 40.0
	SWNE 40.0		SENE 33.0
	NENW 34.66		NWNW 40.0
	SWNW 33.14		SENW 35.35
	NESW 40.0		NWSW 39.16
	SWSW 40.0		SESW 40.0
	NESE 40.0		NWSE 40.0
	SWSE 40.0		SESE 40.0
S21	SWNE 35.0		SENE 17.0
	NENW 38.0		NWNW 34.0
	SWNW 40.0		SENW 36.0
	NESW 40.0		NWSW 40.0
	SWSW 40.0		SESW 37.0
	NWSE 10.0		SWSE 1.0
S29	NENE 28.0		NWNE 39.0
	SWNE 1.0		NENW 35.0
	NWNW 19.0		SENW 7.0
S30	NENE 5.0		NWNE 31.0
	SWNE 2.0		NENW 40.0
LOT 1	(NWNW)40.0	LOT 2	(SWNW)22.0
	SENW 7.0		

2948.31 Acres Total

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 3080.31 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-10293, 55-02032, 55-02063, 55-02129, 55-02169, 55-02175, 55-02181, 55-02210 AND 55-13479 - THESE ARE OTTER SPRINGS, MARYS CREEK, PAYNE CREEK AND SQUAW CREEK RIGHTS.

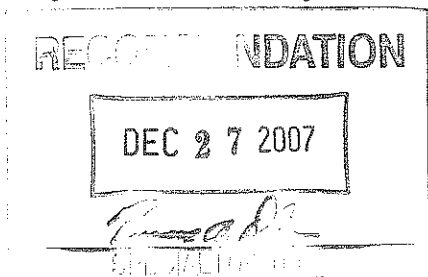
USE OF THIS RIGHT WITH RIGHT NO. 51-10293 IS LIMITED TO THE IRRIGATION OF 2,465 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 51-10293

NAME AND ADDRESS: RIDDLE RANCHES INC
RIDDLE, ID 83625

SOURCE: OTTER SPRINGS TRIBUTARY: MARYS CREEK
MARYS CREEK TRIBUTARY: SHEEP CREEK

QUANTITY: 960.00 AFY

PRIORITY DATE: 03/11/1913

POINT OF DIVERSION: T14S R03E S08 NWSE (Rediversion) Within Owyhee County
NWSE (Injection)
S17 SESW (Rediversion)
S19 NENE (Rediversion)
SENE (Rediversion)
S20 NENW (Rediversion)
NWNW (Rediversion)
S21 SENW (Rediversion)
S22 SWNW (Rediversion)
SENE (Rediversion)
S30 NENW (Rediversion)
NWNW (Rediversion)
R04E S32 SWSE (Rediversion)
T15S R04E S05 NESE (Injection)
S07 SENE
S08 SESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation Storage	10-01 TO 06-30	960.00 AFY
	Irrigation from Storage	04-01 TO 10-31	960.00 AFY

PLACE OF USE: Irrigation Storage Within Owyhee County
Same as Irrigation from Storage

Irrigation from Storage		Within Owyhee County
T14S R02E S25	NENE 37.0	NWNE 22.0
	SWNE 33.0	SENE 40.0
	SENE 3.0	NESW 33.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 34.0
S36	NENE 3.0	NWNE 36.0
	SWNE 32.0	SENE 1.0
	NENW 40.0	NWNW 4.0
	SWNW 2.0	SENE 31.0
	NESW 29.0	NWSW 3.0
	SWSW 19.0	SESW 40.0
	NESE 1.0	NWSE 28.0
	SWSE 28.0	
R03E S08	SESW 9.0	NESE 3.0
	NWSE 25.0	SWSE 40.0
	SESE 17.0	
S16	NESW 35.0	NWSW 25.0
	SWSW 38.0	SESW 40.0
S17	NENE 27.0	NWNE 40.0
	SWNE 40.0	SENE 19.0
	NENW 39.0	NWNW 8.0

		SWNW 25.0		SENW 40.0
		NESW 40.0		NWSW 6.0
		SWSW 35.0		SESW 40.0
		NESE 5.0		NWSE 40.0
		SWSE 21.0		SESE 7.0
S18		SESE 11.0		
S19		NENE 40.0		NWNE 13.0
		SWNE 34.0		SENE 40.0
		NESW 21.0	LOT 4	(SWSW) 10.0
		SESW 38.0		NESE 40.0
		NWSE 40.0		SWSE 40.0
		SESE 33.0		
S20		NENE 6.0		NWNE 40.0
		SWNE 40.0		SENE 33.0
		NENW 34.66		NWNW 40.0
		SWNW 33.14		SENW 35.35
		NESW 40.0		NWSW 39.16
		SWSW 40.0		SESW 40.0
		NESE 40.0		NWSE 40.0
		SWSE 40.0		SESE 40.0
S21		SWNE 35.0		SENE 17.0
		NENW 38.0		NWNW 34.0
		SWNW 40.0		SENW 36.0
		NESW 40.0		NWSW 40.0
		SWSW 40.0		SESW 37.0
		NWSE 10.0		SWSE 1.0
S29		NENE 28.0		NWNE 39.0
		SWNE 1.0		NENW 35.0
		NWNW 19.0		SENW 7.0
S30		NENE 5.0		NWNE 31.0
		SWNE 2.0		NENW 40.0
LOT 1		(NWNW) 40.0	LOT 2	(SWNW) 22.0
		SENW 7.0		

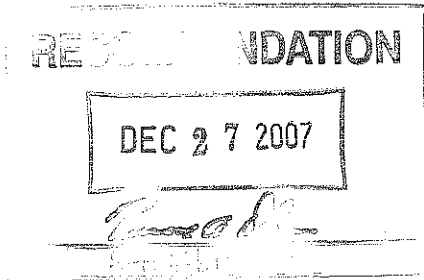
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 3080.31 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-02002, 55-02032, 55-02063, 55-02129, 55-02169, 55-02175, 55-02181, 55-02210 AND 55-13479 - THESE ARE OTTER SPRINGS, MARYS CREEK, PAYNE CREEK AND SQUAW CREEK RIGHTS.

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.

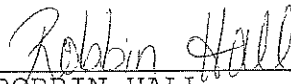


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

SHOSHONE-PAIUTE TRIBES
SHOSHONE-PAIUTE TRIBES OF DUCK

Represented by:
JEANETTE WOLFLEY
SPECIAL COUNSEL
SHOSHONE-BANNOCK TRIBE
202 N ARTHUR
POCATELLO, ID 83202
Phone: 208-232-1922

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



ROBBIN HALL
Deputy Clerk

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2007 DEC 27 PM 1 40

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): 51-02002
51-10293

On December 27, 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 December 27, 2007.



ROBBIN HALL
Deputy Clerk

DISTRICT COURT SRBA
TWIN FALLS CO. IDAHO
FILED _____

2007 DEC 27 PM 1 40

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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 51-02002
51-10293

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 December 27, 2007, with sufficient first-class postage prepaid to the following:

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

RIDDLE RANCHES INC
Represented by:
CHARLES L. HONSINGER
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

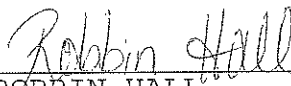
CERTIFICATE OF MAILING

PAGE 1
12/27/07

SHOSHONE-PAIUTE TRIBES
SHOSHONE-PAIUTE TRIBES OF DUCK

Represented by:
JEANETTE WOLFLEY
SPECIAL COUNSEL
SHOSHONE-BANNOCK TRIBE
202 N ARTHUR
POCATELLO, ID 83202
Phone: 208-232-1922

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



ROBBIN HALL
Deputy Clerk