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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	)	Subcases 74-1576 and 74-1578
	)	(Snyder)
Case No. 39576	)	
	)	ORDER GRANTING OBJECTION AND
_____	)	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 74-1576 to Karl and William Snyder, P.O. Box 49, Lemhi, Idaho, 83465, for 5.41 cfs from Lemhi Little Spring Creek and unnamed springs to irrigate 180.1 acres in Lemhi County from March 15 to November 15 with a priority date of June 10, 1885, 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. A status conference was held on September 13, 2007, but the Snyders did not appear or contact the Court. The same occurred when a status conference was held on December 20, 2007.

An *Order to Show Cause* was entered on December 20, 2007, advising the Snyders that their failure to appear at a hearing on February 7, 2008, would result in the United States' *Objection* being granted. The Snyders again failed to appear or contact the Court.

On March 25, 2008, IDWR wrote to the Court correcting its recommendation to account for the United States' *Objection* reducing the irrigated acreage to 179.3 acres and adding the remark: "Place of use does not include federal public lands." IDWR identified 74-1578 as an uncontested overlapping claim.

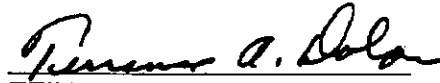
Order

THEREFORE, IT IS ORDERED that the United States' *Objection* is **granted**.

Conclusions of Law

The Snyders are entitled to partial decrees adjudicating water rights as recommended by IDWR and as described in the attached *Special Master Recommendations for Partial Decrees for Water Rights 74-1576 and 74-1578*.

DATED April 9, 2008.


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)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 74-01576

NAME AND ADDRESS: KARL W SNYDER
WILLIAM A SYNDER
PO BOX 49
LEMHI, ID 83465

SOURCE: LEMHI LITTLE SPRING CREEK TRIBUTARY: LEMHI RIVER
SPRINGS TRIBUTARY: LEMHI LITTLE SPRING CREEK

QUANTITY: 5.41 CFS

PRIORITY DATE: 06/10/1885

POINT OF DIVERSION: T17N R24E S25 NWNE Within Lemhi County
R25E S30 LOT 2 (SWNW)
NESW
LOT 2 (SWNW)
S32 SWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	5.41 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
T17N R24E S24	NESW 2.8	SESW 19.7
	SWSE 5.4	
S25	NENE 8.1	NWNE 36.7
	SWNE 32.4	SENE 33.0
	NENW 20.8	SENW 2.6
	NESE 15.4	
R25E S30	NESW 2.4	
179.3 Acres Total		

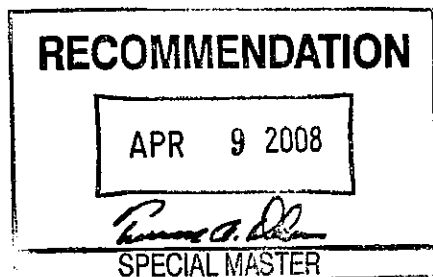
Place of use does not include federal public lands..

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 74-01578

NAME AND ADDRESS: KARL W SNYDER
WILLIAM A SNYDER
PO BOX 49
LEMHI, ID 83465

SOURCE: LEMHI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 4.77 CFS

PRIORITY DATE: 06/10/1885

POINT OF DIVERSION: T17N R24E S25 NENE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	4.77 CFS

PLACE OF USE:	Irrigation		Within Lemhi County
	T17N R24E S13	NESW 5.0	NWSW 34.0
		SWSW 16.0	SESW 19.0
	S24	SWNE 19.0	NENW 16.0
		SENW 3.0	NWSE 19.0
		SWSE 20.0	SESE 5.0
	S25	NENE 4.0	
	160.0 Acres Total		

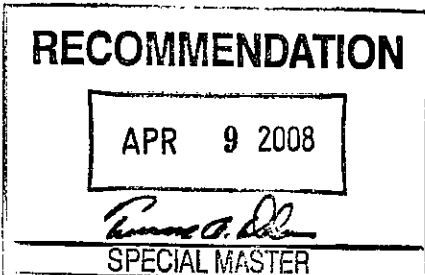
This right authorizes the irrigation of 158.8 total acres.

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

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

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In Re SRBA)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 74-01576
74-01578

CERTIFICATE OF MAILING

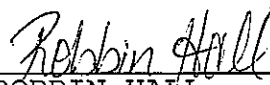
I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on April 09, 2008, with sufficient first-class postage prepaid to the following:

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

KARL W SNYDER
WILLIAM A SNYDER
WILLIAM A SYNDER
PO BOX 49
LEMHI, ID 83465

CERTIFICATE OF MAILING


ROBBIN HALL
Deputy Clerk

PAGE 1
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2008 APR -9 PM 1:11

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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In Re SRBA)

Case No. 39576)
)
)
)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

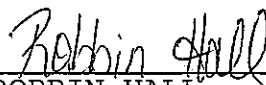
Water Right(s): 74-01576
74-01578

On April 09, 2008, 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 April 09, 2008.



ROBBIN HALL
Deputy Clerk