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APR 18 2008

DEPARTMENT OF
WATER RESOURCES

2008 APR 17 AM 11:00

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 47-7636

) (Canyon Springs LLC)

Case No. 39576

)

) SPECIAL MASTER REPORT

)

)

Findings of Fact

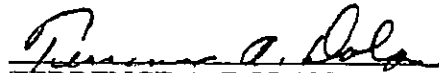
The Director of the Idaho Department of Water Resources filed his *Director's Report, Irrigation & Other Uses, Reporting Area 12, IDWR Basin 47* on February 2, 2007. The Director recommended the claim to Canyon Springs LLC, c/o Thomas Ziegler, 113 Abby Road, Hailey, Idaho, 83333, for 2.82 cfs from wastewater for year-round stockwater use and to irrigate 139 acres in Twin Falls County from March 15 to November 15 with a priority date of January 26, 1981, based on a license.

The United States of America, Department of Interior, Bureau of Land Management filed an *Objection* on September 18, 2007, objecting to place of use. On April 8, 2008, the claimant and the United States, with IDWR's concurrence, filed a *Standard Form 5* agreeing to amend the places of use.

Conclusions of Law

Canyon Springs LLC is 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 47-7636*.

DATED April 17, 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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 47-07636

NAME AND ADDRESS: CANYON SPRINGS LLC
C/O THOMAS ZIEGLER
113 ABBY RD
HAILEY, ID 83333

SOURCE: WASTE WATER TRIBUTARY: SNAKE RIVER

QUANTITY: 2.82 CFS

This right when combined with all other rights shall provide no
more than .02 cfs per acre nor more than 4.0 afa per acre for
irrigation of the lands above.

PRIORITY DATE: 01/26/1981

POINT OF DIVERSION: T09S R16E S18 LOT 15 (NWNESE) Within Twin Falls County
LOT 15 (NWNESE)
LOT 15 (NENESE)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.78 CFS
	Stockwater	01-01 TO 12-31	0.04 CFS

PLACE OF USE:	Irrigation	Within Twin Falls County
	T09S R16E S17 LOT 9 (SWNW) 25.0	LOT 10 (NWSW) 13.0
	S18 LOT 14 (NENE) 8.4	LOT 17 (NENE) 1.4
	LOT 20 (NWNE) 7.3	LOT 13 (NWNE) 6.3
	LOT 17 (NWNE) 1.6	LOT 13 (SWNE) 8.1
	LOT 14 (SENE) 41.0	LOT 10 (NENW) 9.1
	LOT 20 (NENW) 1.6	LOT 3 (NWNW) 1.1
	LOT 12 (NWNW) 8.1	LOT 15 (NESE) 7.0
	139.0 Acres Total	
	Stockwater	Within Twin Falls County
	T09S R16 S17 LOT 10 (NWSW)	
	S18 LOT 14 (NENE)	LOT 17 (NENE)
	LOT 13 (NWNE)	LOT 17 (NWNE)
	LOT 20 (NWNE)	LOT 13 (SWNE)
	LOT 14 (SENE)	LOT 10 (NENW)
	LOT 20 (NENW)	LOT 3 (NWNW)
	LOT 12 (NWNW)	LOT 15 (NESE)
	R16E S17 LOT 9 (SWNW)	

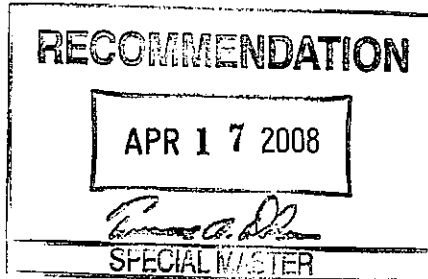
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right remains subject to the right of the original
appropriator, in good faith and in compliance with state laws
governing changes in use and/or expansion of water rights, to
cease wasting water, to change the place or manner of wasting
it, or to recapture it.

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

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TWIN FALLS CO., IDAHO
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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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 47-07636

CERTIFICATE OF MAILING

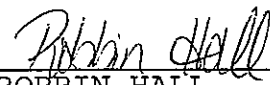
I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on April 17, 2008, with sufficient first-class postage prepaid to the following:

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

CANYON SPRINGS LLC
C/O THOMAS ZIEGLER
113 ABBY RD
HAILEY, ID 83333
Phone: 208-788-4657

CERTIFICATE OF MAILING


ROBBIN HALL
Deputy Clerk

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04/17/08

DISTRICT COURT-SKBA
TWIN FALLS CO., IDAHO
TAXP. REGISTRATION, ON THE

In Re SRBA)
)
Case No. 39576)
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Water Right(s) : 47-07636

Robbin Hall
ROBBIN HALL
Deputy Clerk