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DEPARTMENT OF
WATER RESOURCES

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 75-4417 and 75-4418
) (Hansen)
Case No. 39576)
) SPECIAL MASTER REPORT
)
_____)

Findings of Fact

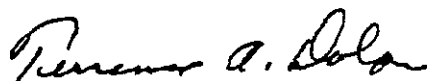
The Director of the Idaho Department of Water Resources filed his *Director's Report, Irrigation & Other Uses, Reporting Area 23, Basin 75* on January 11, 2007. The Director recommended the claims to Joanne and Harry Hansen, 6810 Birds Landing Road, Birds Landing, California, 94512, for 1.5 cfs and 2.3 cfs from the North Fork of the Salmon River and Slate Creek for stockwater and irrigation of 58 acres from April 1 to October 15 and for year-'round power use in Lemhi County both with a priority date of November 13, 1908, based on beneficial use.

The Hansens filed *Objections* on February 20, 2007, objecting to source and place of use. The Hansens, with IDWR's concurrence, filed *Standard Forms 5* on April 4, 2008, amending the source and legal description.

Conclusions of Law

The Hansens are 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 75-4417 and 75-4418*.

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 75-04417

NAME AND ADDRESS: HARRY V HANSEN
JOANNE P HANSEN
6810 BIRDS LANDING RD
BIRDS LANDING, CA 94512

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER
STATE CREEK TRIBUTARY: NORTH FORK SALMON RIVER

QUANTITY: 1.50 CFS
203.20 AFY

The quantity of water under this right for stockwater use shall
not exceed 13,000 gallons per day.

PRIORITY DATE: 11/13/1908

POINT OF DIVERSION: T27N R21E S34 NENW Within Lemhi County
NENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-15	1.48 CFS
			203.00 AFY
	Stockwater	04-01 TO 10-15	0.02 CFS
			0.20 AFY

PLACE OF USE:	Irrigation		Within Lemhi County
	T26N R21E S03	NENW 10.0	SENEW 4.0
	T27N R21E S34	SENEW 5.0	NESW 23.0
		SESW 16.0	
	58.0 Acres Total		

Stockwater	Within Lemhi County
Same as Irrigation	

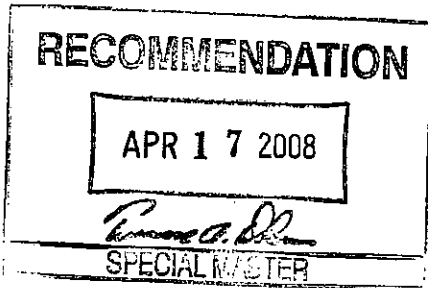
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Property is within Homestead Entry Survey No. 94.
The quantity of water decreed for this water right for
stockwater use is not a determination of historical beneficial
use.

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 75-04418

NAME AND ADDRESS: HARRY V HANSEN
JOANNE P HANSEN
6810 BIRDS LANDING RD
BIRDS LANDING, CA 94512

SOURCE: STATE CREEK TRIBUTARY: NORTH FORK SALMON RIVER

QUANTITY: 2.30 CFS

PRIORITY DATE: 11/13/1908

The appropriator shall exercise this right in a manner that recognizes the historic practice that the use of water for power generation is incidental to the rights of others to the use of water for other purposes. The appropriator shall not make a delivery call for hydropower generation except as against junior hydropower rights.

POINT OF DIVERSION: T27N R21E S34 NWNW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Power	01-01 TO 12-31	2.30 CFS

PLACE OF USE: Power Within Lemhi County
T27N R21E S34 NESW

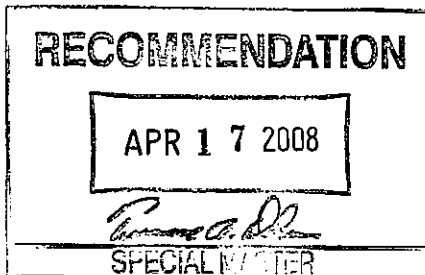
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Property is within Homestead Entry Survey No. 94.
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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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)

CERTIFICATE OF MAILING

Case No. 39576)

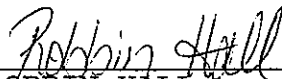
Water Right(s): 75-04417
75-04418

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

HARRY V HANSEN
JOANNE P HANSEN
6810 BIRDS LANDING RD
BIRDS LANDING, CA 94512
Phone: 707-374-5192


ROBBIN HALL
Deputy Clerk

CERTIFICATE OF MAILING

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04/17/08

DISTRICT COURT-SECA
TWIN FALLS CO., IDAHO
DISTRICT OF THE

In Re SRBA
Case No. 39576

Water Right(s): 75-04417
75-04418

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.

Robbin Hall
ROBBIN HALL
Deputy Clerk