

DISTRICT COURT - S.W. A
 MINIFALLS CO., IDAHO
 FILED _____

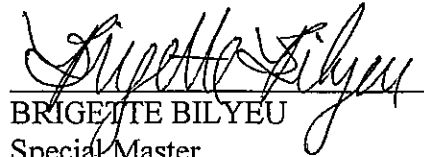
In Re SRBA	)	SPECIAL MASTER’S REPORT AND
	)	RECOMMENDATION; FINDINGS OF
Case No. 39576	)	FACT AND CONCLUSIONS OF LAW
	)	
	)	WATER RIGHT NOS.: 21-11246,
	)	21-13054, 21-13055, and 21-13056
	)	

The result of granting the ***Order on Show Cause Hearing*** was to correct the legal description for the point of diversion and place of use to show that those elements are not located on Federal land. A *Notice of Completed Administrative Proceeding* was filed on April 24, 2007 splitting the former parent right 21-11246 into assigned split right numbers 21-13054, 21-13055, and 21-13056.

II. CONCLUSIONS OF LAW

Based on the file and record herein, IT IS RECOMMENDED that water right 21-11246 **not** be confirmed in any partial or final decree. IT IS FURTHER RECOMMENDED that water rights 21-13054, 21-13055, and 21-13056 be **decreed** with the elements set forth in the attached *Special Master's Recommendation for Partial Decree*.

DATED: May 28, 2008.



BRIGETTE BILYEU
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 21-13054

2008 MAY 28 PM 2:44

DISTRICT COURT - SE 1A
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: CONNER HOLDING CO LLC
3720 BRIGHTON POINT DR
SALT LAKE CITY, UT 84121

SOURCE: GROUND WATER

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 2,500
gallons per day.

PRIORITY DATE: 06/15/1934

POINT OF DIVERSION: T13N R43E S27 LOT 4 (NWNWSW) Within Fremont County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic	06-01 TO 10-31	0.02 CFS

PLACE OF USE: Domestic Within Fremont County
T13N R43E S27 LOT 4 (SWNW) LOT 4 (NWSW)

Place of use does not include United States Forest System land.

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

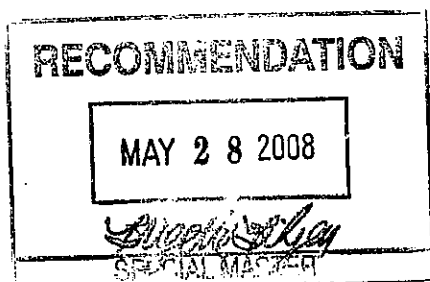
The quantity of water decreed for this water right is not a
determination of historical beneficial use.

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)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 21-13055

2008 MAY 28 PM 2:44

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: MARK KRANZLER
SHERRIE GARNER
1010 CAMAS LN
POCATELLO, ID 83204

SOURCE: GROUND WATER

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 2,500
gallons per day.

PRIORITY DATE: 06/15/1934

POINT OF DIVERSION: T13N R43E S27 LOT 4 (NWNWSW) Within Fremont County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic	06-01 TO 10-31	0.02 CFS

PLACE OF USE: Domestic Within Fremont County
T13N R43E S27 LOT 4 (NWNW)
S28 LOT 1 (NESE)

Place of use does not include United States Forest System land.

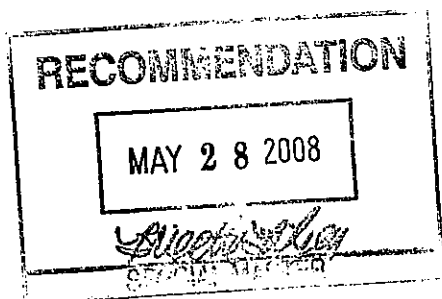
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right 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
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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 21-13056

2008 MAY 28 PM 2:44

DISTRICT COURT - SE 1A
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: STANFORD DARGER
1042 OAK HILLS WAY
SALT LAKE CITY, UT 84108-2024

SOURCE: GROUND WATER

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 2,500
gallons per day.

PRIORITY DATE: 06/15/1934

POINT OF DIVERSION: T13N R43E S27 LOT 4 (NWNWSW) Within Fremont County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic	06-01 TO 10-31	0.02 CFS

PLACE OF USE: Domestic Within Fremont County
T13N R43E S27 LOT 4 (NWSW)
S28 LOT 1 (NESE)

Place of use does not include United States Forest System land.

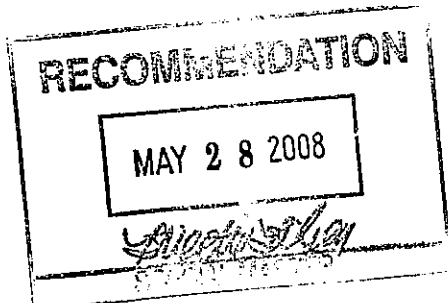
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right 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
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RULE 54(b) CERTIFICATE

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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

2008 MAY 28 PM 2: 44

DISTRICT COURT-SF 1A
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)
Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

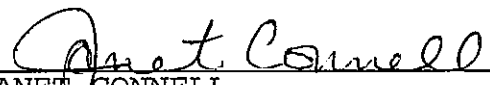
Water Right(s): 21-11246
21-13054 21-13055 21-13056

On May 28, 2008, Special Master BRIGETTE BILYEU 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 May 28, 2008.


JANET CONNELL
Deputy Clerk

2008 MAY 28 PM 2:44

DISTRICT COURT-SE 2A
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): 21-11246
21-13054 21-13055 21-13056

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 May 28, 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

MARK KRANZLER
SHERRIE GARNER
1010 CAMAS LANE
POCATELLO, ID 83204

CERTIFICATE OF MAILING

PAGE 1
05/28/08

MARK KRANZLER
SHERRIE GARNER
1010 CAMAS LN
POCATELLO, ID 83204

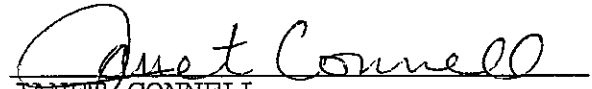
STANFORD P DARGER
1042 OAK HILLS WAY
SALT LAKE CITY, UT 84108

STANFORD DARGER
1042 OAK HILLS WAY
SALT LAKE CITY, UT 84108-2024

TRUST AGREEMENT FOR CAMP
2185 S 3600 W
WEST VALLEY, UT 84119
Phone: 801-973-3013

CONNER HOLDING CO LLC
3720 BRIGHTON POINT DR
SALT LAKE CITY, UT 84121

CONNER HOLDING CO LLC
3720 BRIGHTON POINT DRIVE
SALT LAKE CITY, UT 84121


JANET CONNELL
Deputy Clerk