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DEPARTMENT OF
WATER RESOURCES

By

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

AUG 18 2008

Clark
Deputy Clerk

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

) SPECIAL MASTER'S REPORT
)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHTS 67-00716,
) 67-14721, and 67-14722

I. FINDINGS OF FACT

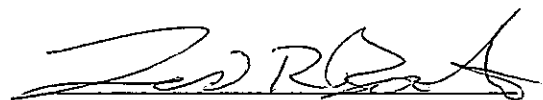
Notices of claim were filed for the above-captioned water rights pursuant to I.C. § 42-1409.¹ The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of these water rights.

On August 21, 2007, the claimants of the water rights, Caroline and David Woodcock, through their attorney Erika E. Malmen, filed an objection to the *Director's Report* for water right claims 67-14721 and 67-14722. Water right claim 67-00716 was identified by IDWR as an uncontested claim that may be affected by the outcome of a contested matter. On July 31, 2008, the Woodcocks filed *Caroline and David Woodcock's Withdrawal of Objections to Recommendations of Water Rights*. Accordingly, there are no unresolved objections.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein, IT IS RECOMMENDED that water rights 67-00716, 67-14721, and 67-14722 be decreed with the elements as set forth in the attached *Recommendations for Partial Decrees Pursuant to I.R.C.P. 54(b)*.

Dated Aug. 18, 2008



Theodore R. Booth
Special Master
Snake River Basin Adjudication

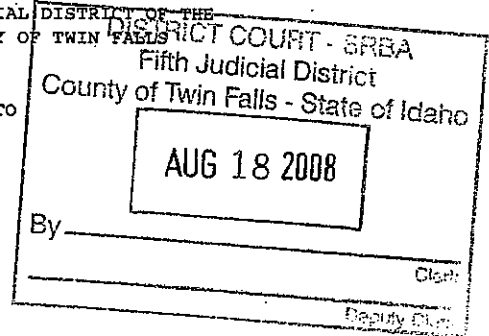
¹ Claim Nos. 67-14721 and 67-14722 were claimed under water right No. 67-00636, which was split prior to the filing of the *Director's Report*.

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 67-00716



NAME AND ADDRESS: CAROLINE WHITAKER WOODCOCK
DAVID WOODCOCK
1621 MONROE CREEK RD
WEISER, ID 83672

SOURCE: UNNAMED STREAM TRIBUTARY: MONROE CREEK

QUANTITY: 0.44 CFS
99.00 AFY

PRIORITY DATE: 04/01/1880

POINT OF DIVERSION: T12N R05W S15 NESWNE Within Washington County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.44 CFS
			99.00 AFY

PLACE OF USE:	Irrigation	Within Washington County
	T12N R05W S15	SWNE 3.0 SESW 2.0
		NWSE 9.0 SWSE 2.0
	S22	NENW 6.0
	22.0 Acres Total	

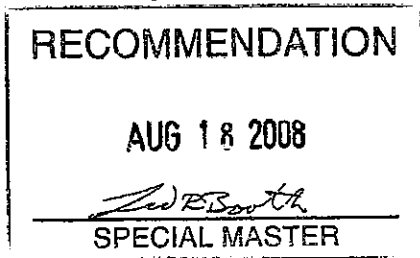
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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).

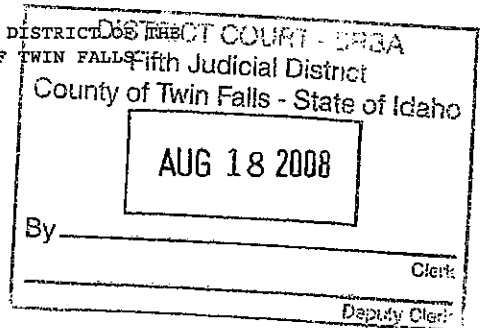
RULE 54(b) CERTIFICATE

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
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 67-14721

NAME AND ADDRESS: CAROLINE WHITAKER WOODCOCK
DAVID WOODCOCK
1621 MONROE CREEK RD
WEISER, ID 83672

SOURCE: MONROE CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.18 CFS
40.50 APY

PRIORITY DATE: 12/31/1883

POINT OF DIVERSION: T12N R05W S10 SWNWNE Within Washington County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.18 CFS
			40.50 APY

PLACE OF USE:	Irrigation	Within Washington County
	T12N R05W S15	NESE 2.0
		SESE 7.0
	9.0 Acres Total	

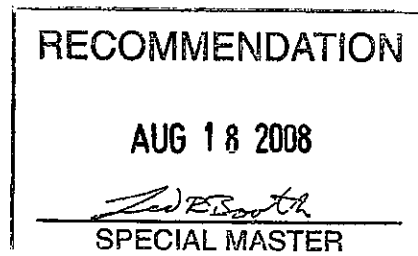
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John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

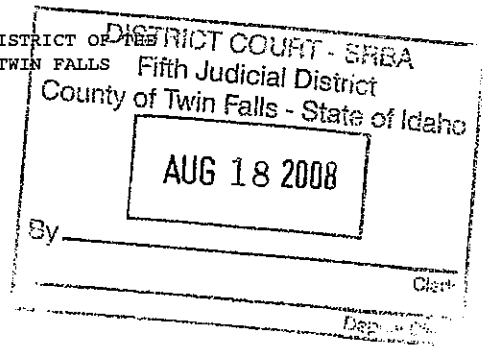


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
_____)

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

Water Right 67-14722



NAME AND ADDRESS: CAROLINE WHITAKER WOODCOCK
DAVID WOODCOCK
1621 MONROE CREEK RD
WEISER, ID 83672

SOURCE: MONROE CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 2.66 CFS

PRIORITY DATE: 12/31/1883

POINT OF DIVERSION: T12N R05W S10 SWNWNE Within Washington County
S22 NWNWNE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.66 CFS

PLACE OF USE:	Irrigation	Within Washington County
T12N R05W S10	NESE 1.5	SESE 29.0
S11	SWSW 1.3	
S15	NENE 36.0	NWNE 1.2
	SENE 33.0	NESE 21.0
S22	NWNE 8.5	NENW 1.5
133.0 Acres Total		

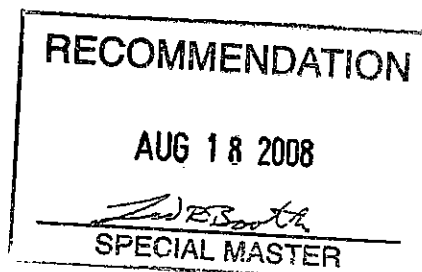
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

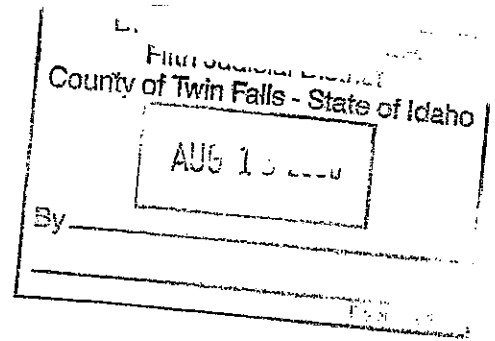
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John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication





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)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 67-00716
67-14721 67-14722

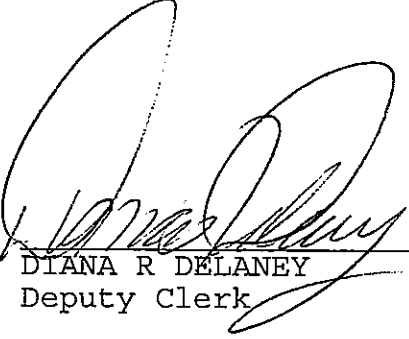
CERTIFICATE OF MAILING

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 August 18, 2008, with sufficient first-class postage prepaid to the following:

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

CAROLINE & DAVID WOODCOCK
CAROLINE WHITAKER WOODCOCK
DAVID WOODCOCK

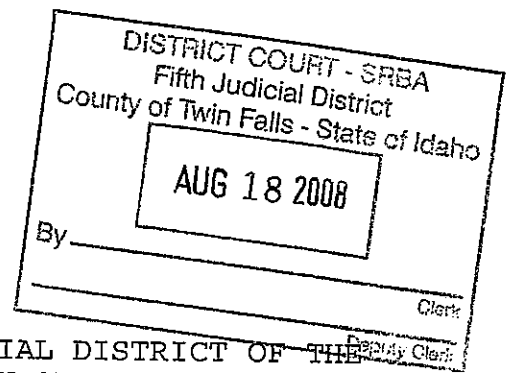
Represented by:
ERIKA E MALMEN
251 EAST FRONT ST STE 400
BOISE, ID 83702-7310
Phone: 208-343-3434



DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
08/18/08



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

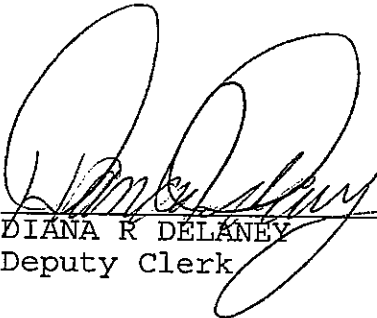
Water Right(s): 67-00716
67-14721 67-14722

On August 18, 2008, Special Master THEODORE R. BOOTH 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 August 18, 2008.



DIANA R DELANEY
Deputy Clerk