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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 75-2091D (Hoy), 75-2091E
	)	(Bryant),
Case No. 39576	)	75-2091H (Lake), 75-2091K (Egeland), 75-
	)	2091L
	)	(Bullard) and 75-2091M (Jefferson)
	)	
_____	)	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 claim 75-2091E to Dennis and Kathy Bryant, 8597 Holmes Lane, Winters, California, 95694-9610, for .05 cfs from North Fork Salmon River to irrigate 2.8 acres in Lemhi County from April 1 to October 31 with a priority date of September 1, 1932, based on a license.

The Bryants filed an *Objection* in subcase 75-2091E on October 17, 2007, objecting to quantity, period of year and place of use. On September 11, 2008, the Bryants, with IDWR's concurrence, filed a *Standard Form 5* agreeing to .07 cfs to irrigate 3.5 acres.

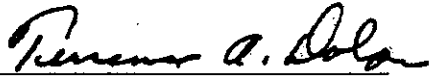
IDWR also identified subcases 75-2091D (Joseph and Shirley Hoy), 75-2091H (Allen Lake), 75-2091K (Gary A. Egeland), 75-2091L (Judy and Maurice Bullard) and 75-2091M (Marion and Roy Jefferson) as uncontested overlapping claims.

Conclusions of Law

The Bryants and the other claimants are entitled to partial decrees adjudicating water rights as described in the *SF-5* (75-2091E), as recommended by IDWR (75-2091D, 75-2091H, 75-2091K, 75-2091L and 75-2091M) and as described in the attached *Special*

*Master Recommendations for Partial Decrees for Water Rights 75-2091D, 75-2091E,
75-2091H, 75-2091K, 75-2091L and 75-2091M.*

DATED October 22, 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 75-02091E

NAME AND ADDRESS: DENNIS C BRYANT
KATHY B BRYANT
8597 HOLMES LANE
WINTERS, CA 95694-9610

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.07 CFS

PRIORITY DATE: 09/01/1932

POINT OF DIVERSION: T26N R21E S26 NENW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.07 CFS

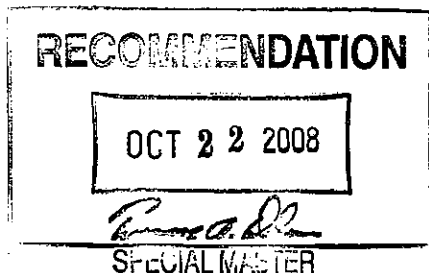
PLACE OF USE: Irrigation Within Lemhi County
T26N R21E S26 NWSE 3.5
3.5 Acres Total

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 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 75-02091D

NAME AND ADDRESS: JOSEPH HOY
SHIRLEY HOY
303 S SAINT CHARLES ST
SALMON, ID 83467

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.05 CFS

PRIORITY DATE: 09/01/1932

POINT OF DIVERSION: T26N R21E S26 NENW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.05 CFS

PLACE OF USE: Irrigation Within Lemhi County
T26N R21E S26 SWNE 2.3 NWSE 0.2
2.5 Acres Total

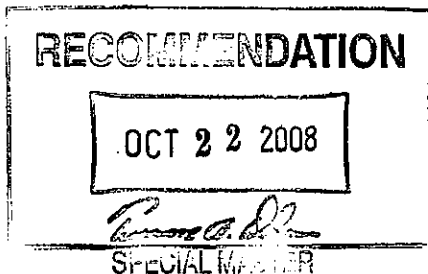
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 75-02091H

NAME AND ADDRESS: ALLEN LAKE
54300 WALNUT RD
NEW CARLISLE, IN 46522

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

PRIORITY DATE: 09/01/1932

POINT OF DIVERSION: T26N R21E S26 NENW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.04 CFS

PLACE OF USE: Irrigation Within Lemhi County
T26N R21E S26 SWNE 2.0
2.0 Acres Total

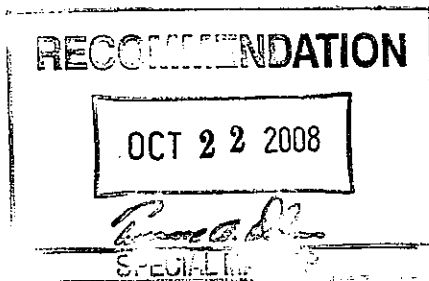
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Snake River Basin Adjudication



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
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 75-02091K

NAME AND ADDRESS: GARY A EGELAND
9222 SHERRY CIR
HUNTINGTON BEACH, CA 92646

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.05 CFS

PRIORITY DATE: 09/01/1932

POINT OF DIVERSION: T26N R21E S26 NENW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.05 CFS

PLACE OF USE: Irrigation Within Lemhi County
T26N R21E S26 SWNE 4.0
4.0 Acres Total

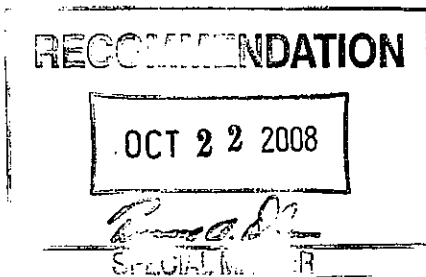
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John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication



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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 75-02091L

NAME AND ADDRESS: JUDY K BULLARD
MAURICE F BULLARD JR
3288 HIGHWAY 93 N
GIBBONSVILLE, ID 83463

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

PRIORITY DATE: 09/01/1932

POINT OF DIVERSION: T26N R21E S26 NENW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.04 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T26N R21E S26	NESE 1.7 SESE 0.2
	1.9 Acres Total	

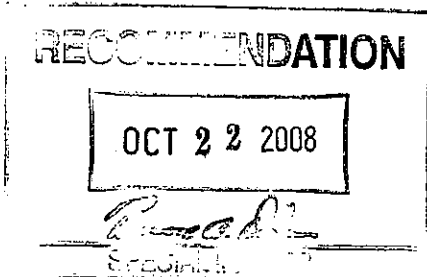
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Presiding Judge of the
Snake River Basin Adjudication



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 75-02091M

NAME AND ADDRESS: MARION ANN JEFFERSON
ROY R JEFFERSON
1720 LEE AVE
ARCADIA, CA 91006-4638

SOURCE: NORTH FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

PRIORITY DATE: 09/01/1932

POINT OF DIVERSION: T26N R21E S26 NENW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.04 CFS

PLACE OF USE: Irrigation Within Lemhi County
T26N R21E S26 NESE 2.1
2.1 Acres Total

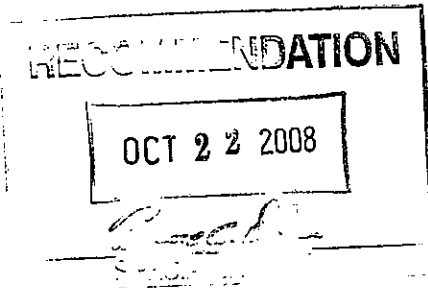
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Snake River Basin Adjudication



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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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 75-02091D
75-02091E 75-02091H 75-02091K
75-02091L 75-02091M

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 October 22, 2008, with sufficient first-class postage prepaid to the following:

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

DENNIS C BRYANT
Represented by:
MILTON A. SLAVIN
ATTORNEY AT LAW
116 N CENTER ST.
SALMON, ID 83467
Phone: 208-756-2030

MARION ANN JEFFERSON
ROY R JEFFERSON
1720 LEE AVE
ARCADIA, CA 91006-4638
Phone: 818-445-3136

CERTIFICATE OF MAILING

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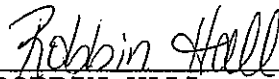
JOSEPH HOY
SHIRLEY HOY
303 S SAINT CHARLES ST
SALMON, ID 83467
Phone: 208-756-2657

JUDY K BULLARD
MAURICE F BULLARD JR
3288 HIGHWAY 93 N
GIBBONSVILLE, ID 83463
Phone: 208-865-2041

ALLEN LAKE
54300 WALNUT RD
NEW CARLISLE, IN 46522

DENNIS C BRYANT
KATHY B BRYANT
8597 HOLMES LANE
WINTERS, CA 95694-9610
Phone: 530-795-4200

GARY A EGELAND
9222 SHERRY CIR
HUNTINGTON BEACH, CA 92646
Phone: 714-545-4521



ROBBIN HALL
Deputy Clerk

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO

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

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      Water Right(s): 75-02091D
75-02091E 75-02091H 75-02091K
75-02091L 75-02091M

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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
Deputy Clerk