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NOV - 4 2008

Department of Water Resources
Adjudication Bureau

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
NOV - 3 2008	
By _____	Clerk
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 67-14922
) and 67-14923
)
) SPECIAL MASTER'S REPORT AND
) RECOMMENDATION OF
) DISALLOWANCE FOR WATER RIGHT
) CLAIM 67-04020

A notice of claim was filed for water right 67-04020 pursuant to I.C. § 42-1409. 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 for the elements of water right 67-04020. Subsequent to the filing of the *Director's Report*, IDWR filed a *Notice of Completed Administrative Proceeding* (NCAP) which split water right 63-04020 into water rights 63-14922 and 63-14923.

On August 13, 2007, Glen Beal and Jim Severns filed an objection to the *Director's Report*. On August 15, 2007, Richard and Corey Aguilar filed an objection to the *Director's Report*. On August 26, 2008, a status conference was held to determine the status of the objections. Based upon the comments of the participants at the status conference, it is the understanding of this Special Master that the split of water right 63-04020 in the NCAP resolved the objections.

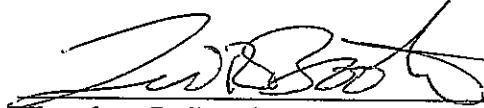
II. CONCLUSIONS OF LAW

Therefore based on the file and record herein, IT IS RECOMMENDED that water rights 67-14922 and 67-14923 be decreed with the elements as set forth in the attached

Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b). IT IS FURTHER

RECOMMENDED that the SRBA District Court enter a final order **disallowing** water right claim 67-04020.

Dated Nov. 3, 2008

A handwritten signature in black ink, appearing to read 'T. Booth', written over a horizontal line.

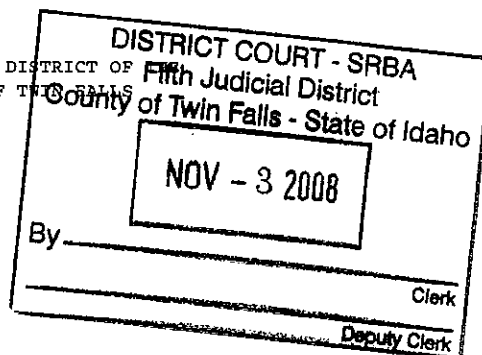
Theodore R. Booth
Special Master
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
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 67-14922



NAME AND ADDRESS: CORY AGUILAR
RICHARD AGUILAR
1212 TORREY LN
NAMPA, ID 83686

SOURCE: GOODRICH CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.20 CFS

PRIORITY DATE: 03/15/1931

POINT OF DIVERSION: T15N R02W S04 SWSW Within Adams County
S09 NWNE
NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.20 CFS

PLACE OF USE: Irrigation Within Adams County
T15N R02W S09 NWNE 10.0
10.0 Acres Total

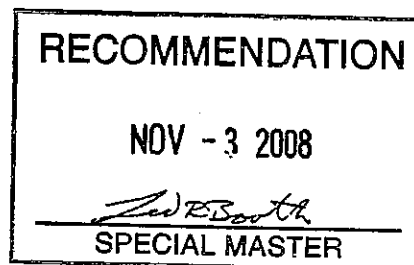
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

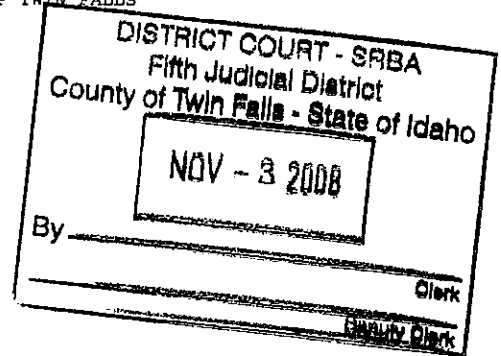


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

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

Water Right 67-14923



NAME AND ADDRESS: RIMROCK BUILDERS LLC
C/O GLEN BEAL OR JIM SEVERNS
302 N 3RD STE A
MC CALL, ID 83638

SOURCE: GOODRICH CREEK TRIBUTARY: WEISER RIVER

QUANTITY: 0.60 CFS

PRIORITY DATE: 03/15/1931

POINT OF DIVERSION: T15N R02W S04 SWSW Within Adams County
S09 NWNE
NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.60 CFS

PLACE OF USE:	Irrigation	Within Adams County
	T15N R02W S04 SWSW 1.0	
	S09 NENW 21.0	
	R92W S09 NWNW 8.0	
	30.0 Acres Total	

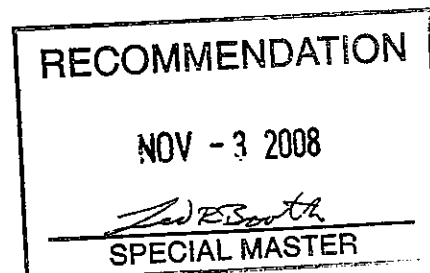
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
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John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication



DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
NOV - 3 2008	
By _____	Clerk
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)
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Case No. 39576)
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NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

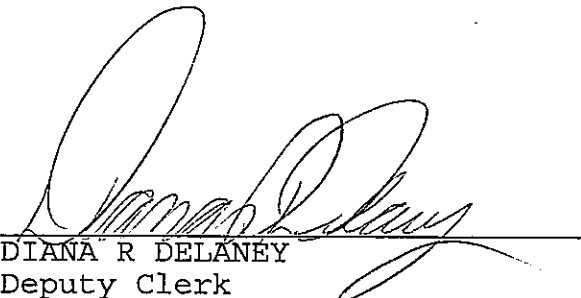
Water Right(s): 67-04020
67-14922 67-14923

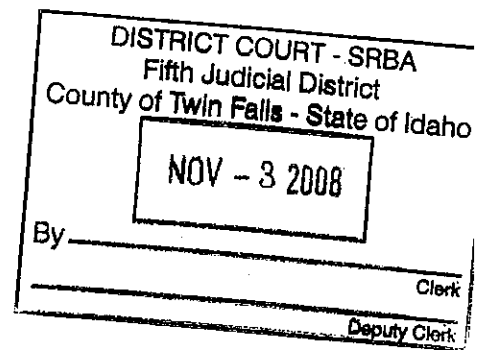
On November 03, 2008, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

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 November 03, 2008.


DIANA R DELANEY
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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 67-04020
67-14922 67-14923

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 November 03, 2008, with sufficient first-class postage prepaid to the following:

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

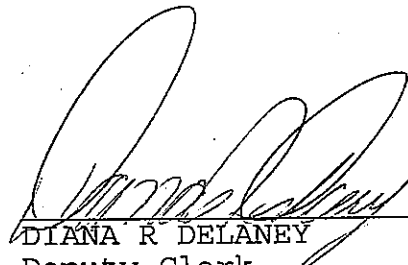
RIMROCK BUILDERS LLC
C/O GLEN BEAL OR JIM SEVERNS
302 N 3RD STE A
MC CALL, ID 83638

GLEN BEAL
SEVERNS, JIM
302 N 3RD
MC CALL, ID 83638
Phone: 208-634-7766

CERTIFICATE OF MAILING

PAGE 1
11/03/08

CORY AGUILAR
RICHARD & CORY AGUILAR
RICHARD AGUILAR
1212 TORREY LN
NAMPA, ID 83686



DIANA R DELANEY
Deputy Clerk