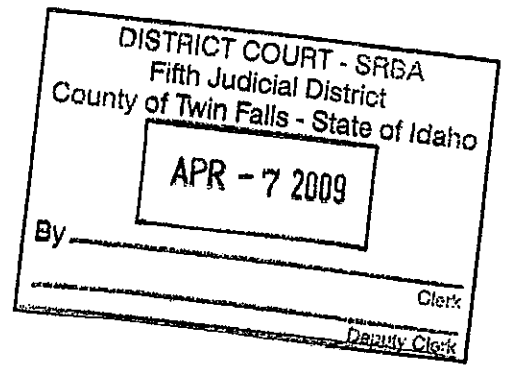


RECEIVED
APR 6 2009
DEPARTMENT OF
WATER RESOURCES



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 75-4410, 75-4485 and 75-10783
Case No. 39576) (Grover)
)
) ORDER GRANTING OBJECTIONS
) and SPECIAL MASTER REPORT
) AND RECOMMENDATION

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 Flora and Stanley Grover, 674 Cleveland, Idaho Falls, Idaho, 83401, for .02 cfs and .04 cfs from an unnamed stream and spring for year-round domestic use and 1 cfs from Sawlog Gulch Creek for year-round domestic and mining uses from July 1 to October 1 in Lemhi County with priority dates of April 1, 1950, July 1, 1932, and June 1, 1934, based on beneficial use.

The United States of America, Department of Agriculture, Forest Service filed *Objections* on October 17, 2007, alleging the water rights should not exist. The claimants failed to appear at the initial hearing in Salmon, Idaho, on September 10, 2008, and a telephone status conference on December 11, 2008. They also failed to appear at an order to show cause hearing on April 2, 2009, and the United States requested its *Objections* be granted.

Order

THEREFORE IT IS ORDERED that the United States' *Objections* are **granted**.

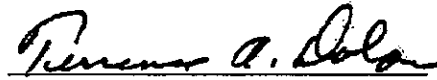
Conclusions of Law

The Grovers are **not** entitled to partial decrees adjudicating water rights for their claims 75-4410, 75-4485 and 75-10783 because they failed to pursue the claims.

Recommendation

THEREFORE, IT IS RECOMMENDED that claims 75-4410, 75-4485 and 75-10783 be **disallowed**.

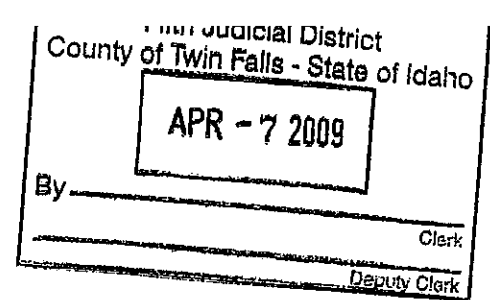
DATED April 7, 2009.



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)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

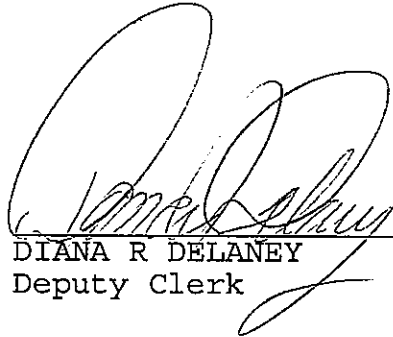
Water Right(s): 75-04410
75-04485 75-10783

On April 07, 2009, Special Master TERRENCE A. DOLAN issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

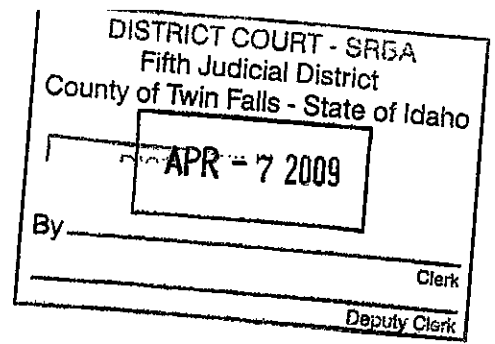
Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

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 April 07, 2009.



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): 75-04410
75-04485 75-10783

CERTIFICATE OF MAILING

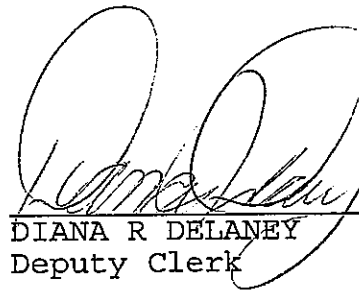
I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on April 07, 2009, with sufficient first-class postage prepaid to the following:

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

FLORA GROVER
STANLEY GROVER
Represented by:
NORMAN M SEMANKO
IDAHO WATER USERS ASSOCIATION
1010 W JEFFERSON ST, STE 101
BOISE, ID 83702
Phone: 208-344-6690

UNITED STATES OF AMERICA
USDA FOREST SERVICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

STANLEY GROVER
674 CLEVELAND
IDAHO FALLS, ID 83401
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DIANA R DELANEY
Deputy Clerk