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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
APR 24 2009	
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	)	Subcase 74-1621
	)	(Liebrecht and Kagel)
Case No. 39576	)	
	)	SPECIAL MASTER REPORT
_____	)	

Findings of Fact

The Director of the Idaho Department of Water Resources filed his *Director's Report, Reporting Area 23, IDWR Basin 74* on January 23, 2006. The Director recommended the claim to Charles E. Liebrecht, 310 Linden Drive, Idaho Falls, Idaho, 83401, and Nancy and Ray Kagel, 3879 East, 200 North, Rigby, Idaho, 83442, for .05 cfs from an unnamed stream for year-'round stockwater use and to irrigate 2.4 acres in Lemhi County from March 15 to November 15 with a priority date of April 1, 1914, based on a decree. IDWR identified the subcase as an uncontested overlapping claim.

Conclusions of Law

Mr. Liebrecht and the Kagels are entitled to a partial decree as recommended by IDWR and as described in the attached *Special Master Recommendation for Partial Decree for Water Right 74-1621*.

DATED April 24, 2009.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

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

APR 24 2009

By

Clerk

Deputy Clerk

Water Right 74-01621

RECOMMENDATION

APR 24 2009

Thomas O. Olan
SPECIAL MASTER

Fifth Judicial District
 County of Twin Falls - State of Idaho
 APR 24 2009
 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

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

Water Right(s) : 74-01621

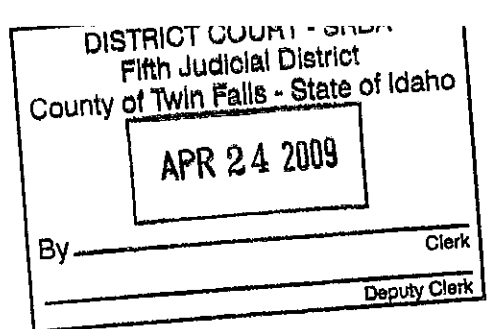
On April 24, 2009, Special Master TERRENCE A. DOLAN issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

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 24, 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)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s) : 74-01621

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 24, 2009, with sufficient first-class postage prepaid to the following:

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

CHARLES E LIEBRECHT
310 LINDEN DR
IDAHO FALLS, ID 83401
Phone: 208-523-0641

NANCY J KAGEL
RAY L KAGEL JR
3879 E 200 N
RIGBY, ID 83442
Phone: 208-523-0641

CERTIFICATE OF MAILING

A large, stylized handwritten signature in black ink, which appears to read 'Diana R Delaney'.

DIANA R DELANEY
Deputy Clerk

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04/24/09