

RECEIVED

AUG 31 2009

DEPARTMENT OF
WATER RESOURCES

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

AUG 28 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

) AMENDED SPECIAL MASTER'S
) REPORT AND RECOMMENDATIONS;
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW

) FOR WATER RIGHTS: 37-407, 37-408,
) 37-693, 37-2573, 37-7014, and 37-11932

I. FINDINGS OF FACT

A notice of claim was filed for each of the above-captioned water rights pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report* contained a recommendation for the elements of each of these water rights.

An *Objection* to each right was filed by John Flood on November 8, 2007, and the United States Bureau of Land Management on November 13, 2007. The *Objections* were resolved on March 24, 2009, with the filing of a *Standard Form 5* for each right. All parties to the subcases and IDWR are signatories to each *Standard Form 5*. A *Special Master's Report and Recommendation* was issued on July 31, 2009.

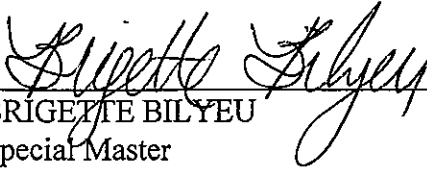
After the *Special Master's Report and Recommendation* was issued for each right, IDWR notified the Court that the *Standard Forms 5* contained various errors that should be corrected. IDWR also informed the Court that the parties concurred with making the corrections.

II. CONCLUSIONS OF LAW

Therefore, based on the files and records herein, IT IS RECOMMENDED that the above-

captioned water rights be corrected as recommended and be decreed with the elements set forth in the attached *Amended Special Master's Recommendations for Partial Decree*.

DATED: August 28, 2009.



BRIGETTE BILYEU
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)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
)
) Water Right 37-00407

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
AUG 28 2009
By _____ Clerk Deputy Clerk

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO, ID 83348

SOURCE: SILVER CREEK TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 2.00 CFS

PRIORITY DATE: 05/31/1885

POINT OF DIVERSION: T01S R20E S35 NENENE Within Blaine County
T02S R20E S01 NESWNE
R21E S06 LOT 3 (SWNENW)
LOT 7 (NESWSW)

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PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	2.00 CFS

PLACE OF USE:	Irrigation	Within Blaine County	
	T01S R21E S31	SWNE 17.0 SESW 28.0 NWSE 35.0 SESE 38.0 S32 NWSW 16.0	SENE 19.0 NESE 38.0 SWSE 40.0
	T02S R21E S06 LOT 1	(NENE) 5.0	LOT 2 (NWNE) 37.0
	LOT 3	(NENW) 31.0	
	304.0 Acres Total		

The rights listed below are limited to the irrigation of a combined total of 539 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

The rights listed below are limited to the irrigation of a combined total of 304 acres in a single irrigation season. Combined Right Nos.: 37-407 and 37-408.

Place of use does not include federal public lands.

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).

RECOMMENDATION
AUG 28 2009
<i>Bridgette Silvey</i> SPECIAL MASTER

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

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

AUG 28 2009

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-00408

By _____ Clerk
Deputy Clerk

RECEIVED

AUG 31 2009

DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO, ID 83348

SOURCE: SILVER CREEK TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 10/25/1892

POINT OF DIVERSION: T01S R20E S35 NENENE Within Blaine County
T02S R20E S01 NESWNE
R21E S06 LOT 3 (SWNENW)
LOT 7 (NESWSW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	1.00 CFS

PLACE OF USE:	Irrigation	Within Blaine County
	T01S R21E S31	SWNE 17.0 SENE 19.0 SESW 28.0 NESE 38.0 NWSE 35.0 SWSE 40.0 SESE 38.0 NWSW 16.0
	S32	
	T02S R21E S06 LOT 1	(NENE) 5.0
	LOT 3	(NENW) 31.0
	LOT 2	(NWNE) 37.0
	304.0 Acres Total	

The rights listed below are limited to the irrigation of a combined total of 304 acres in a single irrigation season. Combined Right Nos.: 37-407 and 37-408.

The rights listed below are limited to the irrigation of a combined total of 539 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

Place of use does not include federal public lands.

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).

RECOMMENDATION

AUG 28 2009

Bridgette Lilley
SPECIAL MASTER

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

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AUG 31 2009

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO DEPARTMENT OF
WATER RESOURCES

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

AUG 28 2009

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-00693

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO, ID 83348

SOURCE: SILVER CREEK TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 04/01/1890

POINT OF DIVERSION: T01S R20E S35 NENENE Within Blaine County
T02S R20E S01 NESWNE
R21E S06 LOT 3 (SWNENW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	1.00 CFS

PLACE OF USE: Irrigation Within Blaine County

T01S R21E S31	SWSW 1.5		
T02S R21E S06 LOT 3	(NENW) 5.5	LOT 4	(NWNW) 23.0
LOT 5	(SWNW) 37.0		SENW 23.0
90.0 Acres Total			

The rights listed below are limited to the irrigation of a combined total of 539 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

Place of use does not include federal public lands.

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

RECOMMENDATION

AUG 28 2009

Dianna Lilley
SPECIAL MASTER

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

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

AUG 28 2009

By _____ Clerk
Deputy Clerk

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 37-02573

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO, ID 83348

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AUG 31 2009

DEPARTMENT OF
WATER RESOURCES

SOURCE: GROUND WATER

Point of injection into Patton Creek. Point of redirection from
Silver Creek.

QUANTITY: 1.42 CFS
562.30 AFY

The rights listed below are limited to a total combined
diversion rate of 1.42 cfs and to a total combined annual
diversion volume of 562.3 AF. Combined Right Nos.: 37-2573 and
37-11932.

PRIORITY DATE: 06/16/1955

POINT OF DIVERSION: T01S R19E S17 SESESW (Injection) Within Blaine County
SWSWSE
R20E S35 NENENE (Rediversion)
T02S R20E S01 NESWNE (Rediversion)
R21E S06 LOT 3 (SWNENW) (Rediversion)
LOT 7 (NESWSW) (Rediversion)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	1.42 CFS
			562.30 AFY

PLACE OF USE:	Irrigation	Within Blaine County
T01S R21E S31	SWSW 1.7	SESW 29.0
	NESE 31.0	NWSE 33.0
	SWSE 40.0	SESE 38.0
S32	NWSW 16.0	
T02S R20E S12	NENE 25.0	
R21E S06 LOT 1	(NENE) 5.3	LOT 2 (NWNE) 37.0
	SWNE 10.0	LOT 3 (NENW) 36.0
LOT 4	(NWNW) 23.0	LOT 5 (SWNW) 37.0
	SENW 31.0	NESW 11.0
LOT 6	(NWSW) 25.0	LOT 7 (SWSW) 20.0
S07 LOT 1	(NWNW) 45.0	
494.0 Acres Total		

The rights listed below are limited to the irrigation of a
combined total of 494 acres in a single irrigation season.
Combined Right Nos.: 37-2573 and 37-11932.
The rights listed below are limited to the irrigation of a
combined total of 539 acres in a single irrigation season.
Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014,
and 37-11932.
This right is limited to the irrigation of 240 acres within the
place of use described above in a single irrigation season.
Place of use does not include federal public lands.

RECOMMENDATION

AUG 28 2009

Bigelow Silvey
SPECIAL MASTER

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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 37-07014

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
AUG 28 2009
By _____ Clerk Deputy Clerk

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AUG 31 2009
DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO, ID 83348

SOURCE: GROUND WATER

QUANTITY: 5.00 CFS
1335.00 AFY

The maximum combined rate of diversion under this right & Right
37-02649 shall not exceed 7.44 cfs.
The rate of diversion at the point of rediversion from Silver
Creek shall not exceed 4.3 cfs.
This right when combined with all other water rights shall
provide no more than 0.02 cfs per acre nor more than 3.0 afa per
acre for the lands above.

PRIORITY DATE: 03/11/1968

POINT OF DIVERSION: T01S R19E S20 NWNWNE Within Blaine County
T02S R21E S06 LOT 3 (SWNENW) (Rediversion)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	5.00 CFS 1335.00 AFY

PLACE OF USE:	Irrigation	Within Blaine County
	T01S R21E S31	SWNE 17.0 SENE 19.0
		SWSW 1.7 SESW 25.0
		NESE 38.0 NWSE 35.0
		SWSE 40.0 SESE 38.0
	S32	NWSW 16.0
	T02S R21E S06 LOT 1	(NENE) 5.3 LOT 2 (NWNE) 37.0
		SWNE 10.0 LOT 3 (NENW) 36.0
	LOT 4	(NWNW) 23.0 LOT 5 (SWNW) 37.0
		SENW 31.0 NESW 11.0
	LOT 6	(NWSW) 25.0
	445.0 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 539 acres in a single irrigation season.
Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014,
and 37-11932.
Place of use does not include federal public lands.

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).

RECOMMENDATION
AUG 28 2009
<i>Bigella Silbey</i> SPECIAL MASTER

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 37-11932

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
AUG 28 2009	
By _____	Clerk Deputy Clerk

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO, ID 83348

SOURCE: GROUND WATER

QUANTITY: 0.72 CFS
96.50 AFY

The rights listed below are limited to a total combined diversion rate of 1.42 cfs and to a total combined annual diversion volume of 562.3 AF. Combined Right Nos.: 37-2573 and 37-11932.

PRIORITY DATE: 04/15/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:	T01S R19E S17	SESESW (Injection)	Within Blaine County
		SWSWSE	
	R20E S35	NENENE (Rediversion)	
	T02S R20E S01	NESWNE (Rediversion)	
	R21E S06 LOT 3	(SWNENW) (Rediversion)	
	LOT 7	(NESWSW) (Rediversion)	

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	0.72 CFS
			96.50 AFY

PLACE OF USE:	Irrigation		Within Blaine County
	T01S R21E S31	SWSW 1.7	SESW 29.0
		NESE 31.0	NWSE 33.0
		SWSE 40.0	SESE 38.0
	S32	NWSW 16.0	
	T02S R20E S12	NENE 25.0	
	R21E S06 LOT 1	(NENE) 5.3	LOT 2 (NWNE) 37.0
		SWNE 10.0	LOT 3 (NENW) 36.0
	LOT 4	(NWNW) 23.0	LOT 5 (SWNW) 37.0
		SENW 31.0	NESW 11.0
	LOT 6	(NWSW) 25.0	LOT 7 (SWSW) 20.0
	S07 LOT 1	(NWNW) 45.0	
	494.0 Acres Total		

The rights listed below are limited to the irrigation of a combined total of 539 acres in a single irrigation season. Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

The rights listed below are limited to the irrigation of a combined total of 494 acres in a single irrigation season. Combined Right Nos.: 37-2573 and 37-11932.

Place of use does not include federal public lands.

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

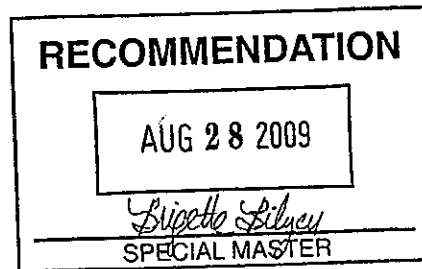
This right is based upon an enlargement of Right No. 37-2573 pursuant to Section 42-1426, Idaho Code.
This right is for an enlargement of 254 acres within the place of use described for this right.

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

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



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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
AUG 28 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
AMENDED SPECIAL MASTER'S
RECOMMENDATION

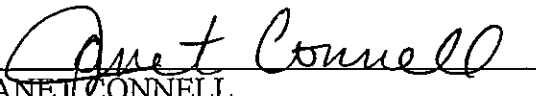
Water Right (s) : 37-407, 37-408, 37-693,
37-2573, 37-7014, and 37-11932

On August 28, 2009 Special Master BRIGETTE BILYEU issued an AMENDED SPECIAL MASTER'S REPORT AND 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 28, 2009.


JANET CONNELL
Deputy Clerk

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AUG 31 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
AUG 28 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)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right (s) : 37-407, 37-408, 37-693,
37-2573, 37-7014, and 37-11932

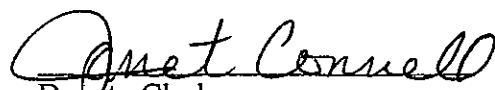
CERTIFICATE OF MAILING

I certify that a true and correct copy of the AMENDED SPECIAL MASTER'S REPORT
AND RECOMMENDATION was mailed on August 28, 2009, with sufficient first-class postage
prepaid to the following:

Director of IDWR
PO Box 83720
Boise, Idaho 83720-0098

John D. Flood
Represented by:
Barker, Rosholt & Simpson LLP
113 Main Ave. W., Suite 303
PO Box 485
Twin Falls, Idaho 83303-0485

United States of America
Represented by:
US Department of Justice
Environment & Natl' Resources
550 West Fort Street, MSC 033
Boise, Idaho 83724


Deputy Clerk