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DEC 03 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC - 2 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

) Subcase 55-2129
) (Riddle Ranches, Inc.)
)
) SPECIAL MASTER REPORT

Findings of Fact

The Director of the Idaho Department of Water Resources filed his *Director's Report for Irrigation & Other Uses, Reporting Area 6 (IDWR Basin 55)* on June 30, 1998. The Director recommended claim 55-2129 to Riddle Ranches, Inc., Riddle, Idaho, 83625, for 6.66 cfs from Payne Creek to irrigate 1,904 acres in Owyhee County from April 1 to October 31 both with a priority date of April 14, 1929, based on a license.

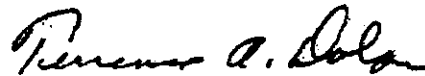
The United States of America, as trustee on behalf of the Shoshone-Paiute Tribes of the Duck Valley Indian Reservation filed an *Objection* on September 4, 1998, objecting to quantity and place of use. The United States filed an *Amended Objection* on February 3, 1999, objecting to quantity, period of year and place of use.

On December 20, 2006, the United States' *Objections* were dismissed with prejudice. On September 27, 2007, Riddle Ranches and the Shoshone-Paiute Tribes, with IDWR's concurrence, filed a *Standard Form 5* amending some remarks and other provisions.

Conclusions of Law

Riddle Ranches is entitled to a partial decree adjudicating a water right as described in the *SF-5* and the attached *Special Master Recommendation for Partial Decree for Water Right 55-2129*.

DATED December 2, 2009.

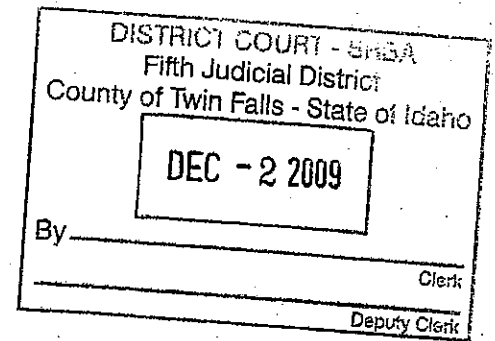


TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 55-02129



NAME AND ADDRESS: RIDDLE RANCHES INC
RIDDLE, ID 83625

SOURCE: PAYNE CREEK TRIBUTARY: BLUE CREEK

QUANTITY: 6.66 CFS

PRIORITY DATE: 04/14/1929

POINT OF DIVERSION: T13S R03E S34 SWNE Within Owyhee County
T14S R03E S04 SWSW
S08 NENE
SWNE
NWSE
S17 SESW
SWSE
S19 NENE
SENE
SWSE
S30 NENW
LOT 1 (NWNW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	6.66 CFS

PLACE OF USE:	Irrigation	Within Owyhee County
T14S R02E S25	NENE 37.0	NWNE 22.0
	SWNE 33.0	SENE 40.0
	SENE 3.0	NESW 33.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 34.0
S36	NENE 3.0	NWNE 36.0
	SWNE 32.0	SENE 1.0
	NENW 40.0	NWNW 4.0
	SWNW 2.0	SENE 31.0
	NESW 29.0	NWSW 3.0
	SWSW 19.0	SESW 40.0
	NESE 1.0	NWSE 28.0
	SWSE 28.0	
R03E S05	SWSE 11.0	SESE 17.0
S08	NENE 22.0	NWNE 31.0
	SWNE 32.0	SENE 6.0
	SESW 9.0	NESE 7.0
	NWSE 34.0	SWSE 40.0
	SESE 17.0	
S17	NENE 27.0	NWNE 40.0
	SWNE 40.0	SENE 19.0
	NENW 39.0	NWNW 8.0
	SWNW 25.0	SENE 40.0
	NESW 40.0	NWSW 6.0
	SWSW 35.0	SESW 40.0
	NESE 5.0	NWSE 40.0
	SWSE 21.0	
S18	SESE 11.0	
S19	NENE 40.0	NWNE 13.0
	SWNE 34.0	SENE 40.0

PLACE OF USE (continued)

	NESW 21.0	LOT 4	(SWSW) 10.0
	SESW 38.0		NESE 40.0
	NWSE 40.0		SWSE 40.0
	SESE 24.0		
S20	NWNE 19.0		NENW 18.0
	NWNW 22.0		
S30	NENE 2.0		NWNE 31.0
	SWNE 2.0		NENW 40.0
LOT 1	(NWNW) 40.0	LOT 2	(SWNW) 22.0
	SENE 7.0		

1904.0 Acres Total

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 3080.31 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-10293, 55-02032, 55-02063, 51-02002, 55-02169, 55-02175, 55-02181, 55-02210 AND 55-13479 - THESE ARE OTTER SPRINGS, MARYS CREEK, PAYNE CREEK AND SQUAW CREEK RIGHTS.

USE OF THIS RIGHT WITH RIGHT NO. 55-02169 IS LIMITED TO THE IRRIGATION OF 390 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

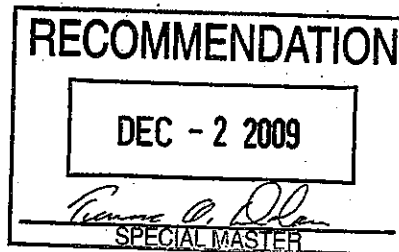
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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



Fifth Judicial District
County of Twin Falls - State of Idaho

DEC - 2 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

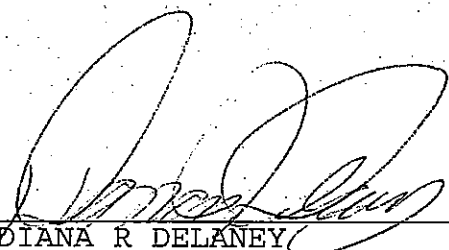
Water Right(s): 55-02129

On December 02, 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.

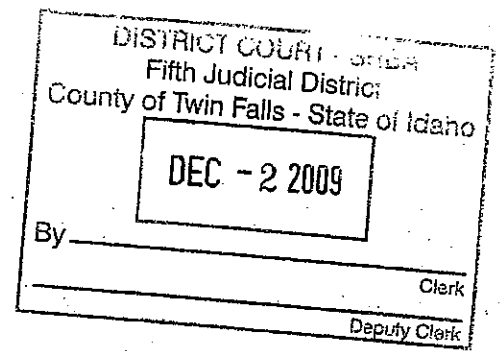
Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

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 December 02, 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): 55-02129

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 December 02, 2009, with sufficient first-class postage prepaid to the following:

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

RIDDLE RANCHES INC
Represented by:
DANIEL V. STEENSON
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

SHOSHONE-PAIUTE TRIBES OF THE
Represented by:
JEANETTE WOLFLEY
SPECIAL COUNSEL
SHOSHONE-BANNOCK TRIBE
202 N ARTHUR
POCATELLO, ID 83202
Phone: 208-232-1922

CERTIFICATE OF MAILING

PAGE 1
12/02/09

SHOSHONE-PAIUTE TRIBES OF THE

Represented by:

JEANNE S WHITEING

WHITEING & SMITH

1136 PEARL STREET, SUITE 203

BOULDER, CO 80302

Phone: 303-444-2549

USA FOR SHOSHONE-PAIUTE TRIBES

Represented by:

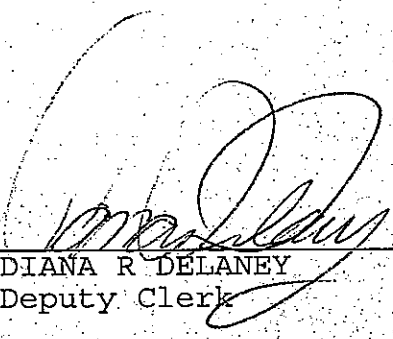
UNITED STATES DEPT OF JUSTICE

ENVIRONMENT & NATURAL RESOURCE

550 WEST FORT STREET, MSC 033

BOISE, ID 83724

Phone: 208-387-0835



DIANA R DELANEY
Deputy Clerk