

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

FEB - 5 2010

By _____ Clerk

Deputy Clerk

FOR WATER RIGHT: 37-2243A

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DISTRICT COURT-SRBA
Fifth Judicial District
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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)
PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
Water Right 37-02243A

RECEIVED

FEB 08 2010

DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: THE MULDOON RANCH CO LLC
C/O ARLEN CROUCH
370 E 500 N
JEROME, ID 83338

SOURCE: GROUND WATER

Point of injection into Copper Creek. Points of redirection from
Muldoon Creek.
The source of this right is ground water flowing from the Mutual
Mine Tunnel.

QUANTITY: 4.21 CFS

PRIORITY DATE: 08/08/1912

POINT OF DIVERSION: T02N R21E S03 NWSE (Rediversion) Within Blaine County
S16 NENW (Rediversion)
T03N R21E S01 NWNW (Rediversion)
S11 SWSW
NWSW (Injection)

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-15 TO 10-31 4.21 CFS

PLACE OF USE: Irrigation Within Blaine County
T02N R21E S09 SENE 8.3
S10 NENW 23.0 NWNW 12.0
SWNW 31.0 SENW 2.8
S16 NWNW 4.1 SWNW 9.4
S17 SWNE 33.0 SENE 31.0
SENE 4.9 NESW 32.0
SWSW 1.6 SESW 35.0
NESE 40.0 NWSE 31.0
SWSE 40.0 SESE 25.0
S20 NWNE 9.9 NENW 23.0
NWNW 12.0
409.0 Acres Total

The rights listed below are limited to the irrigation of a
combined total of 409 acres in a single irrigation season.
Combined Right Nos.: 37-1046C, 37-1142, and 37-2243A.
This right is limited to the irrigation of 210.6 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).

RECOMMENDATION

FEB 05 2010

Bridgette Silvey
SPECIAL MASTER

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DEPARTMENT OF
WATER RESOURCES

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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): 37-02243A

On February 05, 2010, Special Master BRIGETTE BILYEU 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 February 05, 2010.


JANET CONNELL
Deputy Clerk

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WATER RESOURCES

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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) : 37-02243A

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 February 05, 2010, with sufficient first-class postage prepaid to the following:

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

THE MULDOON RANCH CO LLC
Represented by:
GARY D. SLETTE
PO BOX 1906
TWIN FALLS, ID 83303
Phone: 208-734-0700

TERRY AND ANITA CLARK
Represented by:
SCOTT L CAMPBELL
101 S CAPITOL BLVD 10TH FLOOR
PO BOX 829
BOISE, ID 83701-0829
Phone: 208-345-2000

CERTIFICATE OF MAILING


JANET CONNELL
Deputy Clerk

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02/05/10