

DEPARTMENT OF
WATER RESOURCES

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

FEB 26 2010

By _____

Clerk
Deputy Clerk

WATER RIGHT NOS: 27-12084 and 27-12085

PAGE 1

Show Cause, explaining that failure to appear at this hearing may result in these water rights being recommended as set forth in the attached *Amended Standard Forms 5*.

A *Partial Decree* should accurately describe a water right. Therefore, it is appropriate that the *Order to Show Cause* be **granted**, and that the SRBA District Court set aside these *Partial Decrees* and enter *Amended Partial Decrees* consistent with the proposed *Amended Standard Forms 5*.

III. CONCLUSIONS AND RECOMMENDATIONS

Therefore, based on the file and record herein, IT IS RECOMMENDED that these *Partial Decrees* be set aside and that these water rights be **decreed** with the elements set forth in the attached *Special Master's Recommendations for Amended Partial Decrees*.

Dated: February 26, 2010.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

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MAR 01 2010

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

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

FEB 26 2010

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 27-12084

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: DIANE SHARP
RONALD SHARP
3100 W 142 ST
LEAWOOD, KS 66224

SOURCE: LITTLE BLACKFOOT RIVER TRIBUTARY: BLACKFOOT RIVER
REESE CANYON CREEK TRIBUTARY: LITTLE BLACKFOOT RIVER

QUANTITY: 0.02 CFS
3.40 AFY

The quantity of water under this right shall not exceed 13,000
gallons per day.
The rights listed below are limited to a total combined annual
diversion volume of 3.40 af. Combined Right Nos.: 27-12084 and
27-12085.

PRIORITY DATE: 05/01/1930

POINT OF DIVERSION: T06S R43E S05 SESESW (Instream Ending Point) Within Caribou County
SESESE (Instream Beginning Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	05-01 TO 11-01	0.02 CFS 3.40 AFY

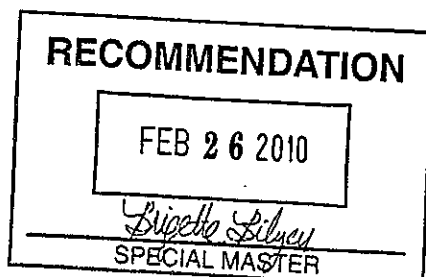
PLACE OF USE:	Stockwater	Within Caribou County
	T06S R43E S05	SWSE
	SESW	
	SESE	

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.



Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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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

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

FEB 26 2010

In Re SRBA)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Case No. 39576)

Water Right 27-12085

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS:

DIANE SHARP
RONALD SHARP
3100 W 142 ST
LEAWOOD, KS 66224

SOURCE:

LITTLE BLACKFOOT RIVER TRIBUTARY: BLACKFOOT RIVER
UNNAMED STREAM TRIBUTARY: LITTLE BLACKFOOT RIVER

QUANTITY:

0.02 CFS
3.40 APY

The quantity of water under this right shall not exceed 13,000
gallons per day.

The rights listed below are limited to a total combined annual
diversion volume of 3.40 af. Combined Right Nos.: 27-12084 and
27-12085.

PRIORITY DATE:

05/01/1885

POINT OF DIVERSION:

T06S R43E S08

NESENE (Instream Beginning Point) Within Caribou County
NWSWNW (Instream Ending Point)

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Stockwater

PERIOD OF USE
05-01 TO 11-01

QUANTITY
0.02 CFS
3.40 APY

PLACE OF USE:

Stockwater
T06S R43E S08

NWNE
SENE
NWNW

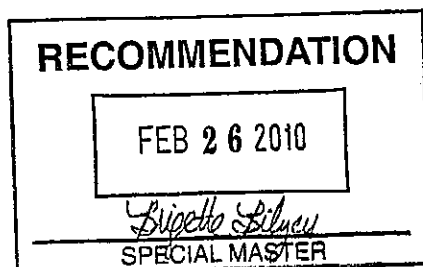
Within Caribou County
SWNE
NENW
SWNW

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

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NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
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judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Eric J. Wildman
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	
FEB 26 2010	
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

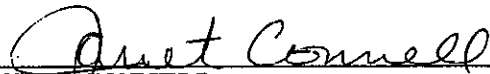
Water Right(s) : 27-12084
27-12085

On February 26, 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 26, 2010.


JANET CONNELL
Deputy Clerk

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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
FEB 26 2010	
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

CERTIFICATE OF MAILING

Water Right(s): 27-12084
27-12085

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 26, 2010, with sufficient first-class postage prepaid to the following:

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

SHOSHONE-BANNOCK TRIBES

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

CERTIFICATE OF MAILING

PAGE 1
02/26/10

STATE OF IDAHO

Represented by:

NATURAL RESOURCES DIV CHIEF

STATE OF IDAHO

ATTORNEY GENERAL'S OFFICE

PO BOX 44449

BOISE, ID 83711-4449

DIANE SHARP

RONALD SHARP

3100 W 142 ST

LEAWOOD, KS 66224

Phone: 913-897-2845



JANET CONNELL
Deputy Clerk