

APR 16 2010

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

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

APR 15 2010

By _____ Clerk
Deputy Clerk

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-02581

NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 3.00 CFS
1188.00 AFY

The rights listed below are limited to a total combined annual
diversion volume of 2526 af. Combined Right Nos.: 37-2581,
37-2599, 37-2604, 37-2616, & 37-7758

PRIORITY DATE: 08/16/1955

POINT OF DIVERSION: T01S R19E S17 NESWSE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		04-15 TO 10-31	3.00 CFS 1188.00 AFY

PLACE OF USE:	Irrigation	Within Blaine County
T01S R19E S16	SWNE 0.7	NENW 18.0
	NWNW 17.0	SWNW 26.0
	SENE 38.0	NESW 40.0
	NWSW 39.0	SWSW 37.0
	SESW 39.0	NWSE 24.0
	SWSE 38.0	SESE 37.0
S17	NESE 41.0	NWSE 36.0
	SWSE 39.0	SESE 39.0
S20	NENE 31.0	NWNE 20.0
S21	NENW 40.0	NWNW 40.0
	SENE 41.0	NESW 41.0
721.7 Acres Total		

The rights listed below are limited to the irrigation of a
combined total of 721.7 acres in a single irrigation season.
Combined Right Nos.: 37-2581, 37-2599, 37-2604, 37-2616, &
37-7758

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

APR 15 2010

Bigette Schrey
SPECIAL MASTER

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

APR 15 2010

By _____ Clerk
Deputy Clerk

RECEIVED

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 37-02599

APR 16 2010

DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 1.50 CFS
594.00 AFY

The rights listed below are limited to a total combined annual
diversion volume of 2526 af. Combined Right Nos.: 37-2581,
37-2599, 37-2604, 37-2616, & 37-7758

PRIORITY DATE: 09/30/1957

POINT OF DIVERSION: T01S R19E S16 SESWSW Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	1.50 CFS 594.00 AFY

PLACE OF USE:	Irrigation	Within Blaine County
	T01S R19E S16.	SWNE 0.7 NENW 18.0
		NWNW 17.0 SWNW 26.0
		SENE 38.0 NESW 40.0
		NWSW 39.0 SWSW 37.0
		SESW 39.0 NWSE 24.0
		SWSE 38.0 SESE 37.0
	S17	NESE 41.0 NWSE 36.0
		SWSE 39.0 SESE 39.0
	S20	NENE 31.0 NWNE 20.0
	S21	NENW 40.0 NWNW 40.0
		SENE 41.0 NESW 41.0
	721.7 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 721.7 acres in a single irrigation season.
Combined Right Nos.: 37-2581, 37-2599, 37-2604, 37-2616, &
37-7758

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

APR 15 2010

Brian Barsotti
SPECIAL MASTER

PAGE 1
Apr-12-2010

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

APR 15 2010

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-02616

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

RECEIVED

APR 16 2010

DEPARTMENT OF
WATER RESOURCES

SOURCE: GROUND WATER
QUANTITY: 2.98 CFS
1180.10 AFY

The rights listed below are limited to a total combined annual
diversion volume of 2526 af. Combined Right Nos.: 37-2581,
37-2599, 37-2604, 37-2616, & 37-7758

PRIORITY DATE: 06/03/1959

POINT OF DIVERSION: T01S R19E S16 SWSNW Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	2.98 CFS 1180.10 AFY

PLACE OF USE:	Irrigation	Within Blaine County
	T01S R19E S16	SWNE 0.7 NENW 18.0
		NWNW 17.0 SWNW 26.0
		SENW 38.0 NESW 40.0
		NWSW 39.0 SWSW 37.0
		SESW 39.0 NWSE 24.0
		SWSE 38.0 SESE 37.0
	S17	NESE 41.0 NWSE 36.0
		SWSE 39.0 SESE 39.0
	S20	NENE 31.0 NWNW 20.0
	S21	NENW 40.0 NWNW 40.0
		SENW 41.0 NESW 41.0
	721.7 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 721.7 acres in a single irrigation season.
Combined Right Nos.: 37-2581, 37-2599, 37-2604, 37-2616, &
37-7758

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

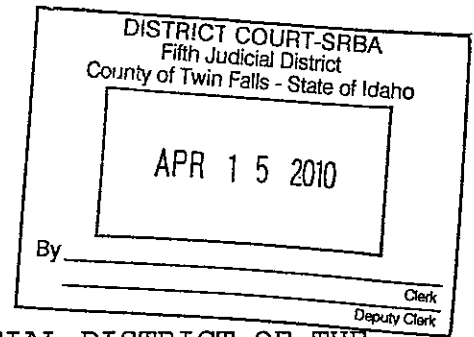
APR 15 2010

Bipette Liljeus
SPECIAL MASTER

RECEIVED

APR 16 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

In Re SRBA

Case No. 39576

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

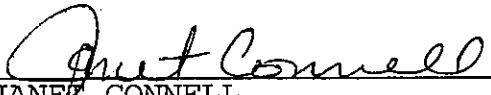
Water Right(s): 37-02581
37-02599 37-02604 37-02616

On April 15, 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 April 15, 2010.


JANET CONNELL
Deputy Clerk

RECEIVED

APR 16 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
APR 15 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): 37-02581
37-02599 37-02604 37-02616

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 15, 2010, with sufficient first-class postage prepaid to the following:

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

THOMAS M O GARA FAMILY TRUST

Represented by:

ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700


JANET CONNELL
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
04/15/10