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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT 18 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	)	Subcase 73-10047
	)	(Big Creek Ranch LLC)
Case No. 39576	)	
_____	)	SPECIAL MASTER REPORT

Findings of Fact

The Director of the Idaho Department of Water Resources filed his *Director's Report, Irrigation & Other Uses, Reporting Area 23, Basin 73* on January 25, 2007. The Director recommended the claim to Sulphur Creek Livestock for 2 cfs from Hillside Creek to irrigate 670 acres in Custer County from April 1 to October 31 with a priority date of May 2, 1950, based on beneficial use.

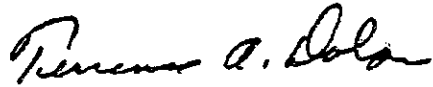
Old Corrals and Sagebrush LLLP filed an *Objection* on December 17, 2007, objecting to quantity, priority date, period of year and place of use. IDWR filed a *Notice of Completed Administrative Proceeding* on October 2, 2009, for substitution of party with the following new owners: Old Corrals & Sagebrush LLLP, Normco LLC, Rio B LLC, Rio Claro, Inc., Charlesview LLC and HWHL LLC. On April 26, 2010, IDWR filed a second *NCAP* for a substitution of party with the new owner Big Creek Ranch LLC, P.O. Box 5987, Ketchum, Idaho, 83340-5987.

Big Creek Ranch LLC was granted leave to amend the claim on August 16, 2010, and on August 30, 2010, IDWR filed its *Amended Director's Report* recommending irrigation of 732 acres. No one objected to the *Report*.

Conclusions of Law

Big Creek Ranch LLC is entitled to a partial decree adjudicating a water right as described in the *Amended Director's Report* and the attached *Special Master Recommendation for Partial Decree for Water Right 73-10047*.

DATED October 18, 2010.



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 73-10047

NAME AND ADDRESS: BIG CREEK RANCH LLC
PO BOX 5987
KETCHUM, ID 83340-5987

SOURCE: HILLSIDE CREEK TRIBUTARY: GOLDBURG CREEK

QUANTITY: 2.00 CFS

PRIORITY DATE: 05/02/1950

POINT OF DIVERSION: T12N R24E S13 SESE Within Custer County

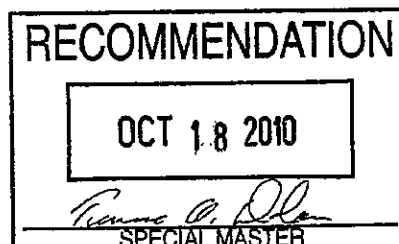
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	2.00 CFS

PLACE OF USE:	Irrigation	Within Custer County
T12N R24E S16	SWNW 12.0	NESW 7.6
	NWSW 8.4	SESW 15.0
	SWSE 8.6	
S21	NESE 13.0	
S22	NENE 18.0	NWNE 8.0
	SWNE 40.0	SENE 40.0
	NENW 9.0	NWNW 17.0
	SWNW 40.0	SENW 33.0
	NESW 39.0	NWSW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 36.0	SESE 40.0
S23	SWNE 2.2	NENW 11.0
	NWNW 35.0	SWNW 40.0
	SENW 35.0	NESW 30.0
	NWSW 40.0	SWSW 32.0
	SESW 1.0	NWSE 1.2
732.0 Acres Total		

The rights listed below are limited to the irrigation of a combined total of 732.0 acres in a single irrigation season. Combined Right Nos.: 73-165, 73-168, 73-178, 73-179, 73-187A, 73-188A, 73-2038, 73-2091 AND 73-10047.

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

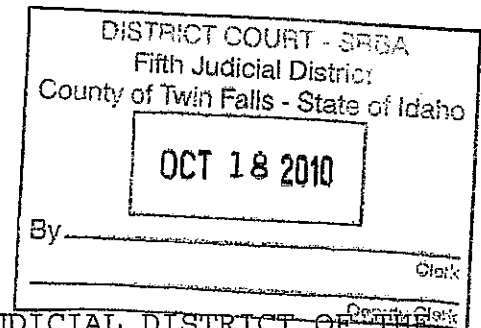
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).



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



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

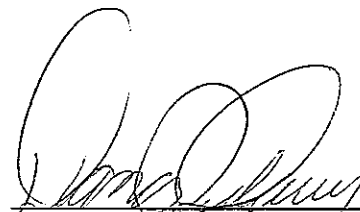
Water Right(s): 73-10047

On October 18, 2010, 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.

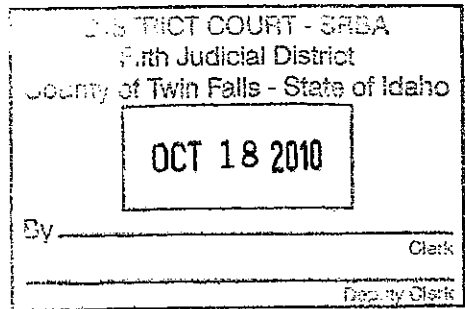
Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

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 October 18, 2010.



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)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s): 73-10047

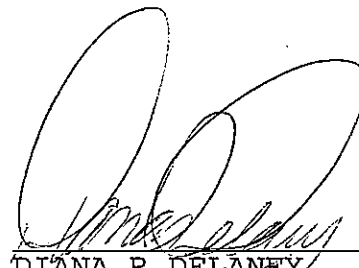
CERTIFICATE OF MAILING

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 October 18, 2010, with sufficient first-class postage prepaid to the following:

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

BIG CREEK RANCH LLC
PO BOX 5987
KETCHUM, ID 83340-5987

OLD CORRALS & SAGEBRUSH LLLP
453 S FITNESS PL
EAGLE, ID 83616
Phone: 208-893-5333



DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING

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10/18/10