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NOV 09 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
NOV - 8 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 75-14128 (split into 75-14628 & 75-
	)	14629)
Case No. 39576	)	(Glenney, Adams & Adams 2000 Revocable
	)	Trust)
	)	
	)	SPECIAL MASTER REPORT
_____	)	AND RECOMMENDATION

Findings of Fact

The Director of the Idaho Department of Water Resources filed his *Director's Report, Irrigation & Other Uses, Reporting Area 23, Basin 75* on January 11, 2007. The Director recommended claim 75-14128 be disallowed: "No beneficial use found." Robert G. Glenney, P.O. Box 434, Salmon, Idaho, 83467, filed a motion to file a late objection on January 25, 2008, alleging he purchased a portion of the property in 2008, and his water right is a portion of a split right.

IDWR filed a *Notice of Completed Administrative Proceeding* on February 1, 2010, for a substitution of party showing the claim has been split into 75-14628 (Mr. Glenney) and 75-14629 (Darty and Jerry Adams and Adams 2000 Revocable Trust, PMB 22 2220 Otay Lakes Road, Suite 502, Chula Vista, California, 91915). No one objected to the *NCAP*.

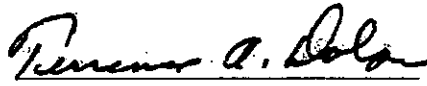
Conclusions of Law

1. Mr. Glenney, the Adamses and the Adams 2000 Revocable Trust are entitled to partial decrees adjudicating water rights as described in the *NCAP* and the attached *Special Master Recommendations for Partial Decrees for Water Right 75-14628 and 75-14629*; and
2. The parties are **not** entitled to a water right for claim 75-14128 because of the split.

Recommendation

THEREFORE, IT IS RECOMMENDED that claim 75-14128 be **disallowed**.

DATED November 8, 2010.

A handwritten signature in black ink, appearing to read "Terrence A. Dolan", written over a horizontal line.

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 75-14628

NAME AND ADDRESS: ROBERT P GLENNEY
PO BOX 434
SALMON, ID 83467

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.06 CFS

PRIORITY DATE: 04/15/1934

POINT OF DIVERSION: T19N R21E S01 SWNWNW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.06 CFS

PLACE OF USE: Irrigation Within Lemhi County
T20N R21E S36 SENW 0.1 LOT 4 (SENW) 2.9
3.0 Acres Total

Right Nos. 75-14126, 75-14628 and 75-14629 are limited to the
irrigation of a combined total of 30 acres 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.

Eric J. Wildman

Presiding Judge of the

Shoshone County District Court

RECOMMENDATION

NOV - 8 2010

Thomas A. Olson
SPECIAL MASTER

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
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 75-14629

NAME AND ADDRESS: ADAMS 2000 REVOCABLE TRUST
DARTY CATHELENE ADAMS
JERRY GRANT ADAMS
PMB 22 2220 OTAY LAKES RD
SUITE 502
CHULA VISTA, CA 91915

SOURCE: SALMON RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.56 CFS

PRIORITY DATE: 04/15/1934

POINT OF DIVERSION: T19N R21E S01 SWNNW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.56 CFS

PLACE OF USE: Irrigation Within Lemhi County
T20N R21E S36 LOT 4 (SWNE) 0.5 NENW 6.2
LOT 4 (SENN) 20.0
26.7 Acres Total

Right Nos. 75-14126, 75-14628 and 75-14629 are limited to the
irrigation of a combined total of 30 acres in a single
irrigation season.

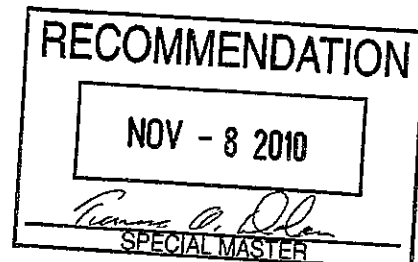
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

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



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

NOV - 8 2010

By

Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
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

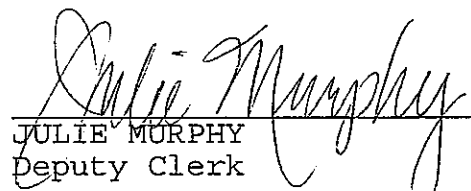
Water Right(s): 75-14628
75-14629

On November 08, 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 November 08, 2010.


JULIE MURPHY
Deputy Clerk

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
NOV - 8 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): 75-14628
75-14629

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 November 08, 2010, with sufficient first-class postage prepaid to the following:

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

ADAMS 2000 REVOCABLE TRUST
DARTY CATHLENE ADAMS
JERRY GRANT ADAMS
PMB 22 2220 OTAY LAKES RD
SUITE 502
CHULA VISTA, CA 91915

ROBERT P GLENNEY
PO BOX 434
SALMON, ID 83467


JULIE MURPHY
Deputy Clerk

CERTIFICATE OF MAILING

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11/08/10