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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
FEB 28 2011	
By _____	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

)
) Subcases 75-14459 and 75-14460
) (Antelope Hills Homeowners Assn.)
)
) SPECIAL MASTER REPORT
)

Findings of Fact

On November 6, 2007, the Antelope Hills Subdivision was granted leave to file late notices of claims in the above subcases. The Director of the Idaho Department of Water Resources filed his *Director's Report for Late Claims, Irrigation & Misc. Claims* on March 21, 2008. The Director recommended the claims to the Antelope Hills Homeowners Association, P.O. Box 232, Carmen, Idaho, 83462, for .236 cfs and .46 cfs from Carmen Creek to irrigate 71.3 acres in Lemhi County from April 1 to October 31 with priority dates of May 1, 1884, and April 1, 1915, based on a decree or beneficial use.

The Association filed *Objections* on May 2, 2008, objecting to quantity and place of use. The Association was granted leave to amend a related claim (75-2118) on June 11, 2010, and on February 10, 2011, the Association, with IDWR's concurrence, filed *Standard Forms 5* in subcases 75-14459 and 75-14460.

Conclusions of Law

The Antelope Hills Homeowners Association is entitled to partial decrees adjudicating water rights as described in the *SF-5s* and the attached *Special Master Recommendations for Partial Decrees for Water Rights 75-14459 and 75-14460*.

DATED February 28, 2011.



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 75-14459

NAME AND ADDRESS: ANTELOPE HILLS HOMEOWNERS ASSN
PO BOX 232
CARMEN, ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.239 CFS

This right when combined with all other rights shall provide no
more than 0.04 cfs per acre for irrigation of the lands above.

PRIORITY DATE: 05/01/1884

POINT OF DIVERSION: T22N R22E S09 NWSW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.239 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T22N R22E S08	NESW 25.0 SESW 13.0
	74.6 Acres Total	NWSW 36.6

The rights listed below are limited to the irrigation of a
combined total of 74.6 acres in a single irrigation season.
Combined Right Nos.: 75-2118, 75-13996, 75-13997, 75-14077,
75-14078, 75-14079, 75-14080, 75-14081, 75-14083, 75-14084,
75-14085, 75-14086, 75-14087, 75-14340, 75-14341, 75-14451,
75-14452, 75-14453, 75-14454, 75-14459 and 75-14460.

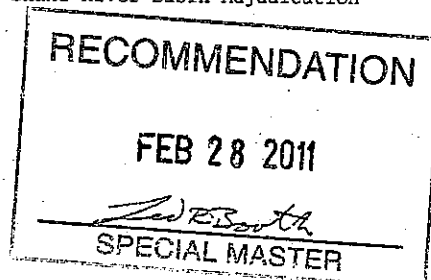
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

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

Water Right 75-14460

NAME AND ADDRESS:

ANTELOPE HILLS HOMEOWNERS ASSN
PO BOX 232
CARMEN, ID 83462

SOURCE:

CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY:

1.75 CFS

This right when combined with all other rights shall provide no
more than 0.04 cfs per acre for irrigaiton of the lands above.

PRIORITY DATE:

04/01/1915

POINT OF DIVERSION:

T22N R22E S09

NWSW

Within Lemhi County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
04-01 TO 10-31

QUANTITY
1.75 CFS

PLACE OF USE:

Irrigation

T22N R22E S08

NESW 25.0

SESW 13.0

Within Lemhi County
NWSW 36.6

74.6 Acres Total

The rights listed below are limited to the irrigation of a
combined total of 74.6 acres in a single irrigation season.
Combined Right Nos.: 75-2118, 75-13996, 75-13997, 75-14077,
75-14078, 75-14079, 75-14080, 75-14081, 75-14083, 75-14084,
75-14085, 75-14086, 75-14087, 75-14340, 75-14341, 75-14451,
75-14452, 75-14453, 75-14454, 75-14459 and 75-14460.

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

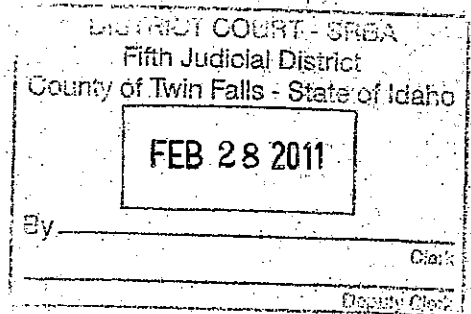
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment 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

RECOMMENDATION

FEB 28 2011

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)

Case No. 39576)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

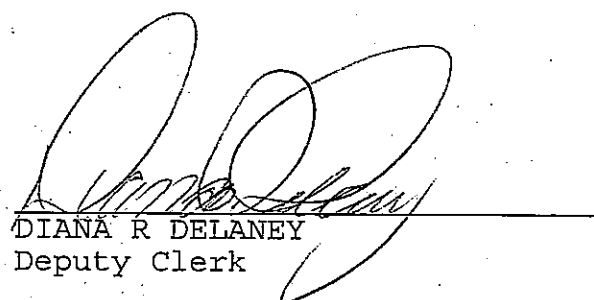
Water Right(s): 75-14459
75-14460

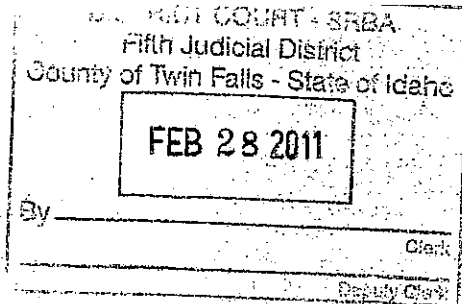
On February 28, 2011, Special Master TERRENCE A. DOLAN issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

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 February 28, 2011.


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)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 75-14459
75-14460

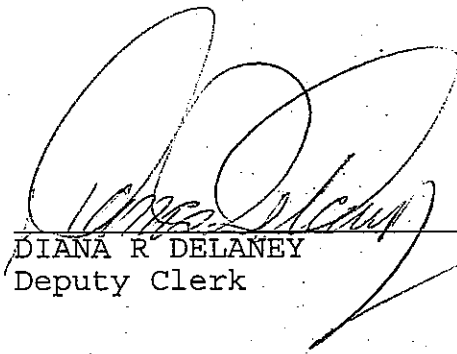
CERTIFICATE OF MAILING

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 28, 2011, with sufficient first-class postage prepaid to the following:

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

ANTELOPE HILLS HOMEOWNERS ASSN

Represented by:
PAUL L ARRINGTON
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485
Phone: 208-733-0700



DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING