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APR 18 2011

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

APR 15 2011

By

Clerk

Deputy Clerk

In Re SRBA

Case No. 39576

) AMENDED SPECIAL MASTER'S
) REPORT AND RECOMMENDATION;
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW

) WATER RIGHT NOS.: 27-1A, 27-2A,
) 27-3D, 27-4Y and 27-5A

I. FINDINGS OF FACT

A claim was filed for each of the above-captioned water rights pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Reports* contained recommendations for the elements of each water right.

Objections were filed by the Shoshone-Bannock Tribes. The Shoshone-Bannock Tribes filed a *Notice of Withdrawal of Objection* for each water right. There was no opposition to the withdrawal of the *Objections*. There are no unresolved objections remaining in these subcases. These water rights will be recommended consistent with the *Director's Reports*. On April 11, 2011, a *Special Master's Report and Recommendation* was issued. Some place of use conditions were inadvertently omitted. **This Amended Special Master's Report and Recommendation adds those conditions, and makes no other changes.**

II. CONCLUSIONS OF LAW

Based on the file and record herein, IT IS RECOMMENDED that the above-captioned water rights be **decreed** with the elements set forth in the attached *Amended Special Master's Recommendations for Partial Decree*.

DATED: April 15, 2011.


BRIGETTE BILYEU
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 27-00001A

NAME AND ADDRESS: CAROL REID
1158 E 800 N
SHELLEY, ID 83274

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.57 CFS

Use of the rights listed below is limited to a total combined
annual diversion volume of 2279.0 af. Combined Right Nos.:
27-1B, 27-2B, 27-3E, 27-4Z, 27-5B, 27-1A, 27-2A, 27-3D, 27-4Y,
27-5A, 27-10388, 27-10390.

PRIORITY DATE: 04/01/1882

POINT OF DIVERSION: T02S R37E S12 NWNWSW Within Bingham County
T02 R37E S12 NWSW is unsurveyed, nonfederal land.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		04-01 TO 10-31	0.57 CFS

PLACE OF USE:	Irrigation	Within Bingham County
	T02S R37E S01	NWSW 16.0 SWSW 22.0
	S02	NESE 35.0 NWSE 38.0
		SWSE 40.0 SESE 39.0
	S11	NENE 40.0 NWNE 25.0
	LOT 1	(SENE) 10.0 NENW 0.9
	S12 LOT 4	(NWNW) 26.0 SWNW 3.7
	295.6 Acres Total	

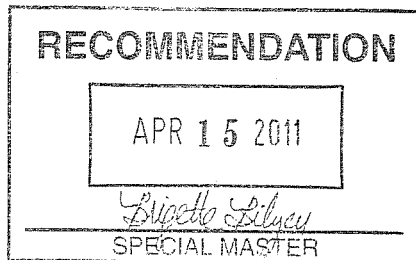
Use of the rights listed below is limited to the irrigation of a
combined total of 594 acres in a single irrigation season.
Combined Right Nos.: 27-1B, 27-2B, 27-3E, 27-4Z, 27-5B, 27-1A,
27-2A, 27-3D, 27-4Y, 27-5A, 27-10388, 27-10390.
T02S R37E S12 SWNW is unsurveyed, nonfederal land.
Use of the rights listed below is limited to the irrigation of
a combined total 295.6 acres in a single irrigation season.
Combined Right Nos.: 27-1A, 27-2A, 27-3D, 27-4Y, 27-5A.

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 27-00002A

NAME AND ADDRESS: CAROL REID
1158 E 800 N
SHELLEY, ID 83274

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.068 CFS

Use of the rights listed below is limited to a total combined
annual diversion volume of 2279.0 af. Combined Right Nos.:
27-1B, 27-2B, 27-3E, 27-4Z, 27-5B, 27-1A, 27-2A, 27-3D, 27-4Y,
27-5A, 27-10388, 27-10390.

PRIORITY DATE: 10/01/1885

POINT OF DIVERSION: T02S R37E S12 NWSW Within Bingham County
T02S R37E S12 NWSW is unsurveyed, nonfederal land.

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.068 CFS

PLACE OF USE:	Irrigation	Within Bingham County
	T02S R37E S01	NWSW 16.0 SWSW 22.0
	S02	NESE 35.0 NWSE 38.0
		SWSE 40.0 SESE 39.0
	S11	NENE 40.0 NWNE 25.0
	LOT 1	(SENE)10.0 NENW 0.9
	S12 LOT 4	(NWNW)26.0 SWNW 3.7
	295.6 Acres Total	

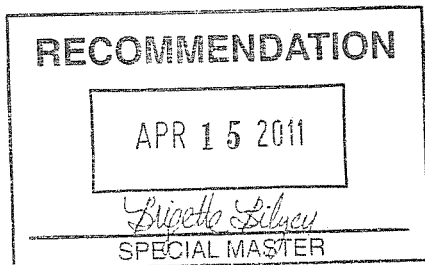
Use of the rights listed below is limited to the irrigation of a
combined total of 594 acres in a single irrigation season.
Combined Right Nos.: 27-1B, 27-2B, 27-3E, 27-4Z, 27-5B, 27-1A,
27-2A, 27-3D, 27-4Y, 27-5A, 27-10388, 27-10390.
T02S R37E S12 SWNW is unsurveyed, nonfederal land.
Use of the rights listed below is limited to the irrigation of
a combined total 295.6 acres in a single irrigation season.
Combined Right Nos.: 27-1A, 27-2A, 27-3D, 27-4Y, 27-5A.

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 27-00003D

NAME AND ADDRESS: CAROL REID
1158 E 800 N
SHELLEY, ID 83274

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.57 CFS

Use of the rights listed below is limited to a total combined
annual diversion volume of 2279.0 af. Combined Right Nos.:
27-1B, 27-2B, 27-3E, 27-4Z, 27-5B, 27-1A, 27-2A, 27-3D, 27-4Y,
27-5A, 27-10388, 27-10390.

PRIORITY DATE: 05/01/1885

POINT OF DIVERSION: T02S R37E S12 NWSW Within Bingham County

T02S R37E S12 NWSW is unsurveyed, nonfederal land.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.57 CFS

PLACE OF USE:	Irrigation	Within Bingham County
	T02S R37E S01	NWSW 16.0 SWSW 22.0
	S02	NESE 35.0 NWSE 38.0
		SWSE 40.0 SESE 39.0
	S11	NENE 40.0 NWNW 25.0
	LOT 1 (SENE)	10.0 NENW 0.9
	S12 LOT 4 (NWNW)	26.0 SWNW 3.7
	295.6 Acres Total	

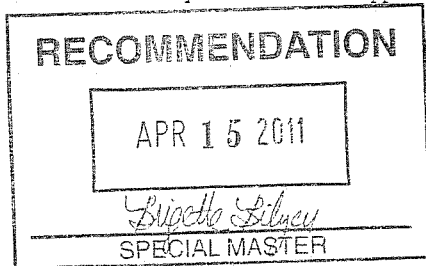
Use of the rights listed below is limited to the irrigation of a
combined total of 594 acres in a single irrigation season.
Combined Right Nos.: 27-1B, 27-2B, 27-3E, 27-4Z, 27-5B, 27-1A,
27-2A, 27-3D, 27-4Y, 27-5A, 27-10388, 27-10390.
T02S R37E S12 SWNW is unsurveyed, nonfederal land.
Use of the rights listed below is limited to the irrigation of
a combined total 295.6 acres in a single irrigation season.
Combined Right Nos.: 27-1A, 27-2A, 27-3D, 27-4Y, 27-5A.

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 Re SRBA) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 27-00004Y

QUANTITY: 0.695 CFS

POINT OF DIVERSION: T02S R37E S12 NWSW Within Bingham County

T02S R37E S12 NSW is unsurveyed, nonfederal land.

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	0.695 CFS

PLACE OF USE:

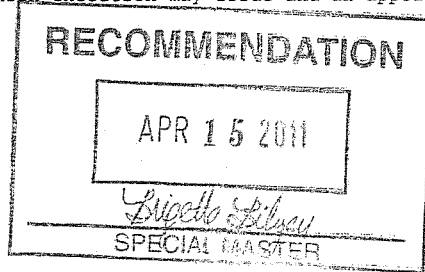
Irrigation		Within Bingham County	
T02S R37E S01	NWSW 16.0	SWSW	22.0
S02	NESE 35.0	NWSE	38.0
	SWSE 40.0	SESE	39.0
S11	NENE 40.0	NWNE	25.0
LOT 1	(SENE) 10.0	NENW	0.9
S12 LOT 4	(NWNW) 26.0	SWNW	3.7
295.6 Acres Total			

Use of the rights listed below is limited to the irrigation of a combined total of 594 acres in a single irrigation season.
Combined Right Nos.: 27-1B, 27-2B, 27-3E, 27-4Z, 27-5B, 27-1A, 27-2A, 27-3D, 27-4Y, 27-5A, 27-10388, 27-10390.
T02S R37E S12 SWNW is unsurveyed, nonfederal land.
Use of the rights listed below is limited to the irrigation of a combined total 295.6 acres in a single irrigation season.
Combined Right Nos.: 27-1A, 27-2A, 37-3D, 27-4Y, 27-5A.

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).

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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 27-00005A

NAME AND ADDRESS: CAROL REID
1158 E 800 N
SHELLEY, ID 83274

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 1.14 CFS

Use of the rights listed below is limited to a total combined
annual diversion volume of 2279.0 af. Combined Right Nos.:
27-1B, 27-2B, 27-3E, 27-4Z, 27-5B, 27-1A, 27-2A, 27-3D, 27-4Y,
27-5A, 27-10388, 27-10390.

PRIORITY DATE: 03/01/1876

POINT OF DIVERSION: T02S R37E S12 NWSW Within Bingham County
T02S R37E S12 NWSW is unsurveyed, nonfederal land.

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.14 CFS

PLACE OF USE:	Irrigation	Within Bingham County
	T02S R37E S01	NWSW 16.0
	S02	SWSW 22.0
		NESE 35.0
		NWSE 38.0
		SWSE 40.0
		SESE 39.0
	S11	NENE 40.0
		NWNE 25.0
	LOT 1	(SENE) 10.0
	S12 LOT 4	NENW 0.9
		(NWNW) 26.0
		SWNW 3.7
	295.6 Acres Total	

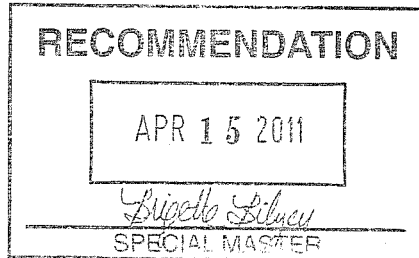
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Combined Right Nos.: 27-1B, 27-2B, 27-3E, 27-4Z, 27-5B, 27-1A,
27-2A, 27-3D, 27-4Y, 27-5A, 27-10388, 27-10390.
T02S R37E S12 SWNW is unsurveyed, nonfederal land.
Use of the rights listed below is limited to the irrigation of
a combined total 295.6 acres in a single irrigation season.
Combined Right Nos.: 27-1A, 27-2A, 27-3D, 27-4Y, 27-5A.

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

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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

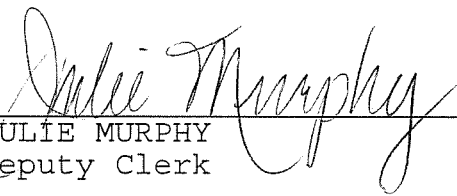
Water Right(s): 27-00001A
27-00002A 27-00003D 27-00004Y
27-00005A

On April 15, 2011, Special Master ERIC J WILDMAN 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, 2011.



JULIE MURPHY
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)
_____)

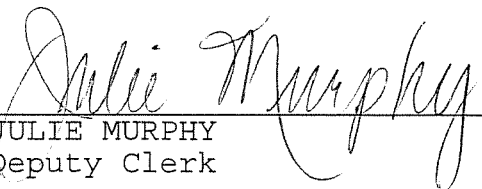
Water Right(s): 27-00001A
27-00002A 27-00003D 27-00004Y
27-00005A

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

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

CAROL REID
1158 E 800 N
SHELLEY, ID 83274
Phone: 208-346-6433



JULIE MURPHY
Deputy Clerk

CERTIFICATE OF MAILING

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04/15/11