

DEPARTMENT OF
WATER RESOURCES

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

MAY 17 2011

By _____
CLERK OF THE DISTRICT COURT
Deputy Clerk

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

Case No. 39576

**SPECIAL MASTER’S REPORT AND
RECOMMENDATIONS; FINDINGS OF
FACT AND CONCLUSIONS OF LAW**

**FOR WATER RIGHTS: 37-2473A,
37-2473B, 37-2473C, 37-2473D, 37-2473E,
37-2473F, 37-2473G, 37-2473H, 37-2473J
and 37-2473K**

A notice of 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 Report* contained a recommendation for the elements of each of these water rights.

II. CONCLUSIONS OF LAW

Therefore, based on the files and records herein, IT IS RECOMMENDED that these water rights be **decreed** with the elements set forth in the attached *Special Master's Recommendations for Partial Decree*.

DATED: May 17, 2011.

Brigette Bilyeu
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

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

MAY 17 2011

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 37-02473A

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: CHARLES L MATTHIESEN
PO BOX 2540
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
7.70 AFY

A measuring device of a type acceptable to the Department shall be installed and permanently maintained across Dip Creek at the point where the creek enters the NESE, S23, T05N, R17E. The total combined diversion rate from ground water for right nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H and 37-2473J shall not exceed the flow of Dip Creek as measured at this point, and is further limited to those times when water is available in Dip Creek to fill right nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J, and 37-2473K.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation purposes.

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K, when combined shall not exceed a total combined rate of diversion of 0.86 cfs or a total combined annual volume of 175.0 AF.

PRIORITY DATE: 06/24/1946

POINT OF DIVERSION: T05N R17E S23 NESE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	0.04 CFS , 7.70 AFY

PLACE OF USE: Irrigation Within Blaine County
T05N R17E S23 NESE 2.2
2.2 Acres Total

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

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

Prior to diversion of water under this right, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion under Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K.

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).

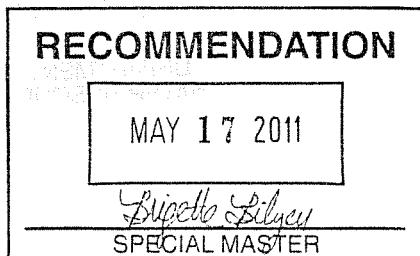
RECEIVED

MAY 18 2011

DEPARTMENT OF
WATER RESOURCES

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 37-02473B

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho MAY 17 2011 By _____ Clerk Deputy Clerk
--

NAME AND ADDRESS: CHARLES L MATTHIESEN
PO BOX 2540
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
7.70 AFY

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PRIORITY DATE: 06/24/1946

POINT OF DIVERSION: T05N R17E S23 NESE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	0.04 CFS, 7.70 AFY

PLACE OF USE: Irrigation Within Blaine County
T05N R17E S23 NESE 2.2
2.2 Acres Total

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

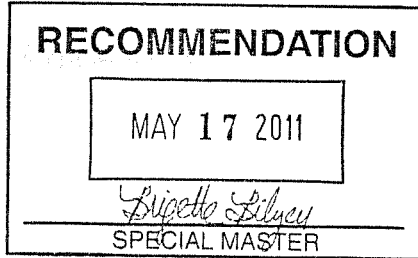
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Prior to diversion of water under this right, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion under Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K.

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

MAY 17 2011

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-02473C

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: CHARLES L MATTHIESEN
PO BOX 2540
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
7.70 AFY

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PRIORITY DATE: 06/24/1946

POINT OF DIVERSION: T05N R17E S24 NWSW Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	0.04 CFS, 7.70 AFY

PLACE OF USE: Irrigation Within Blaine County
T05N R17E S24 NWSW 2.2
2.2 Acres Total

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

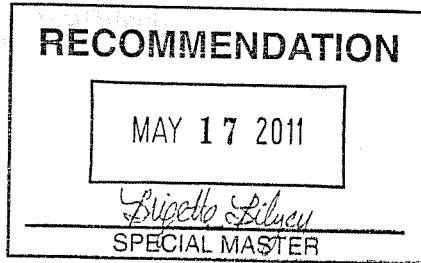
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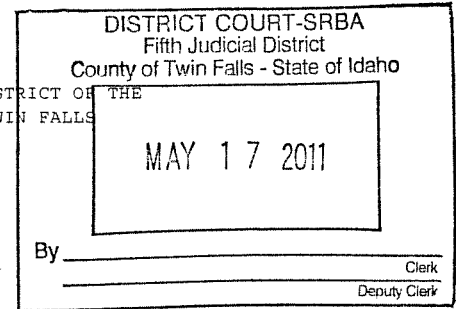
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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS



In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 37-02473D

NAME AND ADDRESS: CHARLES L MATTHIESEN
PO BOX 2540
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
7.70 AFY

A measuring device of a type acceptable to the Department shall be installed and permanently maintained across Dip Creek at the point where the creek enters the NESE, S23, T05N, R17E. The total combined diversion rate from ground water for right nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H and 37-2473J shall not exceed the flow of Dip Creek as measured at this point, and is further limited to those times when water is available in Dip Creek to fill right nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J, and 37-2473K. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation purposes. Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K, when combined shall not exceed a total combined rate of diversion of 0.86 cfs or a total combined annual volume of 175.0 AF.

PRIORITY DATE: 06/24/1946

POINT OF DIVERSION: T05N R17E S23 NESE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	0.04 CFS, 7.70 AFY

PLACE OF USE: Irrigation Within Blaine County

T05N R17E S23	NESE	1.1
S24	NWSW	1.1
2.2 Acres Total		

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

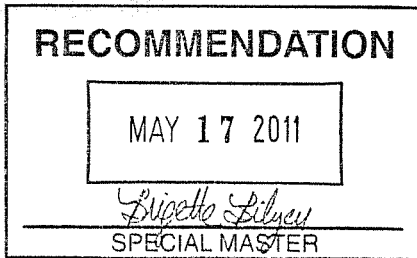
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DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAY 17 2011

In Re SRBA)
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) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 37-02473E

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: CHARLES L MATTHIESEN
PO BOX 2540
KETCHUM, ID 83340

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DEPARTMENT OF
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SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
7.70 AFY

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PRIORITY DATE: 06/24/1946

POINT OF DIVERSION: T05N R17E S23 SESE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		05-01 TO 10-31	0.04 CFS, 7.70 AFY

PLACE OF USE: Irrigation Within Blaine County
T05N R17E S23 SESE 2.2
2.2 Acres Total

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

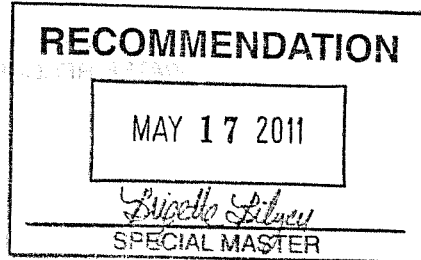
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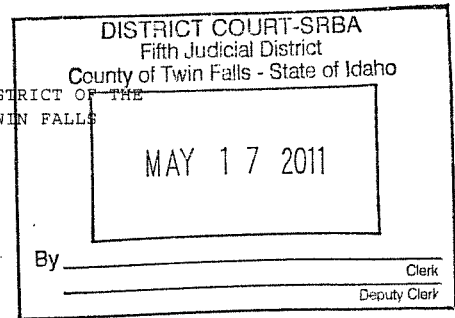
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In Re SRBA)
PARTIAL DECREE PURSUANT TO
Case No. 39576)
I.R.C.P. 54(b) FOR
Water Right 37-02473F

NAME AND ADDRESS: CHARLES L MATTHIESEN
PO BOX 2540
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
7.70 AFY

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PRIORITY DATE: 06/24/1946

POINT OF DIVERSION: T05N R17E S24 SWSW Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	0.04 CFS, 7.70 AFY

PLACE OF USE: Irrigation Within Blaine County
T05N R17E S24 SWSW 2.2
2.2 Acres Total

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

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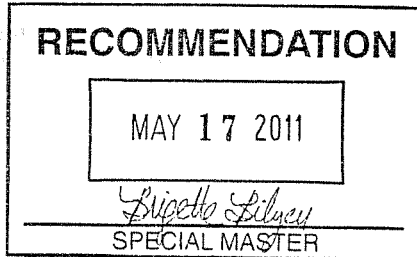
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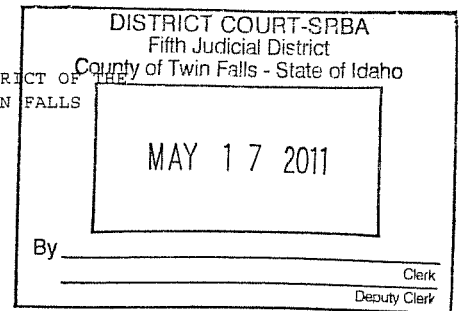
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In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
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)
) Water Right 37-02473G

NAME AND ADDRESS: CHARLES L MATTHIESEN
PO BOX 2540
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
7.70 AFY

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PRIORITY DATE: 06/24/1946

POINT OF DIVERSION: T05N R17E S24 SWSW Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	0.04 CFS, 7.70 AFY

PLACE OF USE: Irrigation Within Blaine County
T05N R17E S24 SWSW 2.2
2.2 Acres Total

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

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

Prior to diversion of water under this right, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion under Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K.

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).

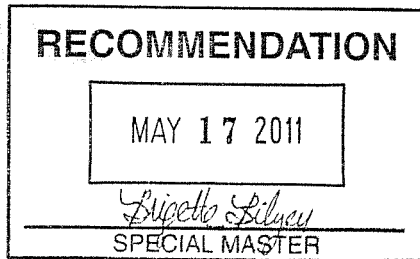
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MAY 18 2011

DEPARTMENT OF
WATER RESOURCES

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

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 17 2011	
By _____	Clerk Deputy Clerk

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-02473H

NAME AND ADDRESS: CHARLES L MATTHIESEN
PO BOX 2540
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
7.70 AFY

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DEPARTMENT OF
WATER RESOURCES

A measuring device of a type acceptable to the Department shall be installed and permanently maintained across Dip Creek at the point where the creek enters the NESE, S23, T05N, R17E. The total combined diversion rate from ground water for right nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H and 37-2473J shall not exceed the flow of Dip Creek as measured at this point, and is further limited to those times when water is available in Dip Creek to fill right nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J, and 37-2473K. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation purposes. Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K, when combined shall not exceed a total combined rate of diversion of 0.86 cfs or a total combined annual volume of 175.0 AF.

PRIORITY DATE: 06/24/1946

POINT OF DIVERSION: T05N R17E S24 NWSW Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	0.04 CFS, 7.70 AFY

PLACE OF USE: Irrigation Within Blaine County
T05N R17E S24 NWSW 2.2
2.2 Acres Total

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

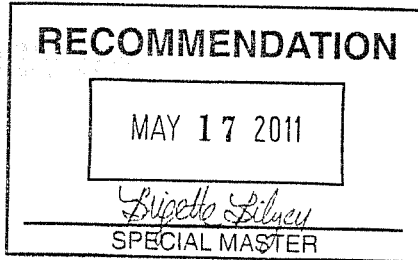
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Prior to diversion of water under this right, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion under Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K.

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

DISTRICT OF THE
TWIN FALLS

MAY 17 2011

By _____ Clerk
_____ Deputy Clerk

MAY 17 2011

By _____ Clerk

Deputy Clerk

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MAY 18 2011

DEPARTMENT OF
WATER RESOURCES

A measuring device of a type acceptable to the Department shall be installed and permanently maintained across Dip Creek at the point where the creek enters the NESE, S23, T05N, R17E. The total combined diversion rate from ground water for right nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H and 37-2473J shall not exceed the flow of Dip Creek as measured at this point, and is further limited to those times when water is available in Dip Creek to fill right nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J, and 37-2473K. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation purposes.

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K, when combined shall not exceed a total combined rate of diversion of 0.86 cfs or a total combined annual volume of 175.0 AF.

POINT OF DIVERSION: T05N R17E S24 NWSW Within Blaine County

PLACE OF USE:	Irrigation	Within Blaine County
	T05N R17E S24	NWSW 2.2
	2.2 Acres Total	

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

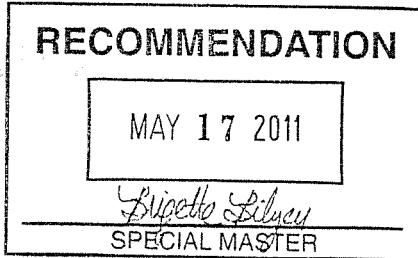
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Prior to diversion of water under this right, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion under Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K.

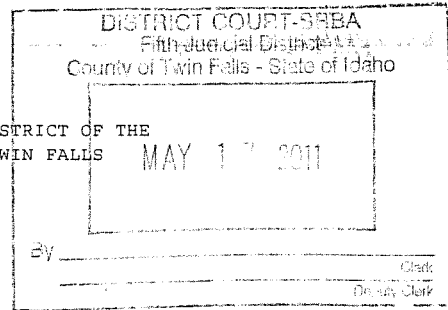
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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
Case No. 39576) I.R.C.P. 54(b) FOR
)
) Water Right 37-02473K

NAME AND ADDRESS: CHARLES L MATTHIESEN
PO BOX 2540
KETCHUM, ID 83340

SOURCE: DIP CREEK TRIBUTARY: SINKS

QUANTITY: 0.50 CFS
105.70 AFY

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MAY 18 2011

DEPARTMENT OF
WATER RESOURCES

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation purposes.

The total combined diversion rate from the points of diversion for the following rights shall not exceed the flow of Dip Creek measured at the point identified above. Combined rights:

37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J, and 37-2473K.
Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K, when combined shall not exceed a total combined rate of diversion of 0.86 cfs or a total combined annual volume of 175.0 AF.

PRIORITY DATE: 06/24/1946

POINT OF DIVERSION: T05N R17E S24 SWNW Within Blaine County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	05-01 TO 10-31	0.12 CFS 21.70 AFY
Fire Protection	01-01 TO 12-31	0.38 CFS
Fire Protection Storage	01-01 TO 12-31	25.10 AFY
Aesthetic	01-01 TO 12-31	0.38 CFS 58.90 AFY
Aesthetic Storage	01-01 TO 12-31	25.10 AFY
Diversion to Storage	01-01 TO 12-31	0.50 CFS

Right No. 37-2473K is used for ponds and the surrounding irrigation within Dip Creek Ranch Subdivision.

PLACE OF USE:

Irrigation	Within Blaine County
T05N R17E S23	NESE 3.1
S24	SESE 1.5
6.2 Acres Total	NWSW 1.6
Fire Protection	Within Blaine County
T05N R17E S23	NESE
S24	SESE
Aesthetic	Within Blaine County
T05N R17E S23	NESE
S24	SESE

Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K when combined shall not exceed a total combined irrigation of 26 acres.

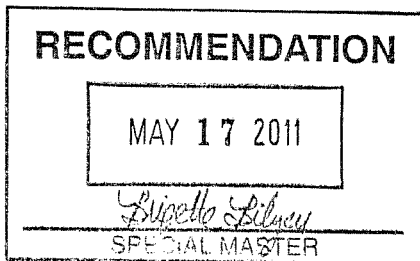
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Prior to diversion of water under this right, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion under Right Nos. 37-2473A, 37-2473B, 37-2473C, 37-2473D, 37-2473E, 37-2473F, 37-2473G, 37-2473H, 37-2473J and 37-2473K.

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

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MAY 18 2011
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
MAY 17 2011
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)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

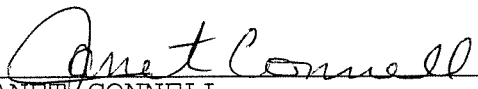
Water Right(s): 37-02473A
37-02473B 37-02473C 37-02473D
37-02473E 37-02473F 37-02473G
37-02473H 37-02473J 37-02473K

On May 17, 2011, 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 May 17, 2011.


JANET CONNELL
Deputy Clerk

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MAY 18 2011

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
MAY 17 2011
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) : 37-02473A
37-02473B 37-02473C 37-02473D
37-02473E 37-02473F 37-02473G
37-02473H 37-02473J 37-02473K

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 May 17, 2011, with sufficient first-class postage prepaid to the following:

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

CERTIFICATE OF MAILING

PAGE 1
05/17/11

BILL MOLYNEUX
GERALD BASHAW
GRACE EAKIN
JOHN F STEVENSON
PEPIN CORSO-HARRIS
PETE VAN DER MEULEN
ROCKY SHERBINE
TOM O GARA

Represented by:
BARKER ROSHOLT & SIMPSON LLP
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

BIG WOOD CANAL COMPANY

Represented by:
CRAIG D. HOBDEY
125 5TH AVE
PO BOX 176
GOODING, ID 83330
Phone: 208-934-4429

CHARLES L MATTHIESEN

Represented by:
JAMES P. SPECK
SPECK & AANESTAD
120 EAST AVENUE
PO BOX 987
KETCHUM, ID 83340
Phone: 208-726-4421


JANET CONNELL
Deputy Clerk