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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JUL 26 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

) Subcase Nos. 22-13915

)

Case No. 39576

)

) ORDER DENYING MOTION TO SET

) ASIDE PARTIAL DECREE

)

)

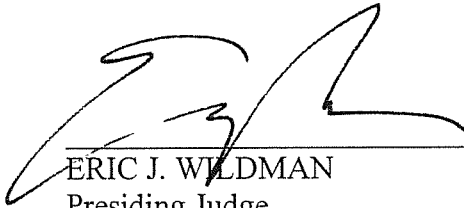
A *Partial Decree* was issued for the above-captioned water right on August 4, 2010. On February 3, 2011, Claimants Cherise Dodson, Gary Black, GNJ Properties, LLC, Idaho Investment Group, LLC, IGO Investments 1, LLC, KPW Holdings, LLC, Lanelle Peck, Michael Dodson, Pensco Trust Company, RIF Holdings 1, LLC, Robert Elmer, RYMI Investments, LLC, Stillwater Holdings, LLC, Stoly Associates, LC, Travis Gunnell, Trevor Peck and W. Steven Gunnell filed a *Motion to Set Aside Partial Decree* ("Motion"). On February 4, 2011, an *Order of Reference* was issued appointing the Special Master to preside over the *Motion* and issue a recommendation. On July 22, 2011, the Special Master issued a *Special Master's Report and Recommendation on Motion to Set Aside Partial Decree*, recommending that the *Motion* be denied and that there be no changes to the *Partial Decree* for this water right. The recommendation was based upon the fact that on July 15, 2011, Claimants filed a *Withdrawal of Motion to Set Aside Partial Decree* in the above-captioned matter.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the *Motion to Set Aside Partial Decree* is **denied**, and that the *Partial Decree* issued in the above-captioned matter on August 4, 2010 shall remain in full force and effect.

Dated

July 26, 2011



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER DENYING MOTION TO SET ASIDE PARTIAL DECREE was mailed on July 26, 2011, with sufficient first-class postage to the following:

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CRYSTAL SPRINGS LAND & CATTLE
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IGO INVESTMENTS 1 LLC
KPW HOLDINGS LLC
LANELLE PECK
MICHAEL DODSON
PENSCO TRUST COMPANY
RIF HOLDINGS 1 LLC
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