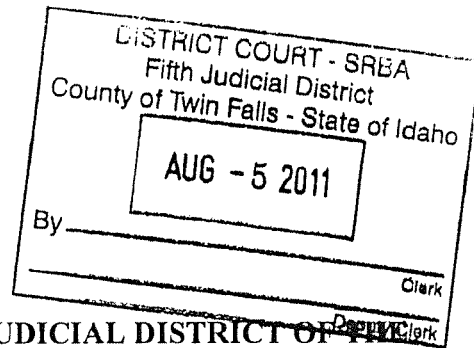


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AUG 09 2011

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

In Re SRBA) SPECIAL MASTER'S REPORT
Case No. 39576)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHT 47-13645

I. FINDINGS OF FACT

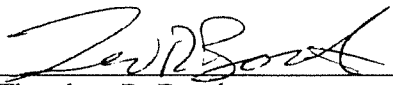
A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* recommended that this water right claim be disallowed.

On September 19, 2007, the claimant Dolphy R. Callen, through his attorney David A. Coleman, filed an objection to the *Director's Report*, asserting that the water right should be decreed as claimed. On July 29, 2011, the parties filed a *Standard Form 5 – Stipulated Elements of a Water Right* which resolved the objection. The Idaho Department of Water Resources concurred with the stipulation.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water right 47-13645 be **decreed** with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated Aug. 5, 2011


Theodore R. Booth
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 47-13645

NAME AND ADDRESS: DOLPHY R CALLEN
2120 E 2200 N
TWIN FALLS, ID 83301

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

QUANTITY: 1.10 CFS

Rights 47-7718, 47-7753, 47-8012 & 47-13645 when combined with
all other rights shall provide no more than 0.02 cfs per acre
nor exceed a combined annual maximum diversion volume of 2244 af
at the field headgate.

PRIORITY DATE: 04/01/1963

POINT OF DIVERSION: T13S R16E S07 SWNW Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.10 CFS

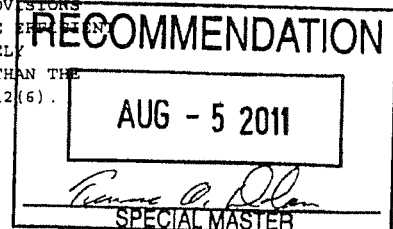
PLACE OF USE:	Irrigation	Within Twin Falls County
T12S R15E S36	NENE 33.0 SWNE 33.0 NENW 33.0 SWNW 33.0	NWNE 33.0 SENE 33.0 NWNW 33.0 SENW 33.0
T13S R15E S01 LOT 1	(NENE) 15.0 SWNE 38.0 NESE 15.0	LOT 2 (NWNE) 12.0 SENE 38.0 NWSE 13.0
S12	NENE 33.0 SWNE 33.0 NESW 16.0 NWSE 8.0	NWNE 33.0 SENE 33.0 SESW 28.0 SWSE 18.0
R16E S06 LOT 6	(NWSW) 2.0	LOT 7 (SWSW) 17.0
S07	NENW 3.5	LOT 1 (NWNW) 15.5
636.0 Acres Total		

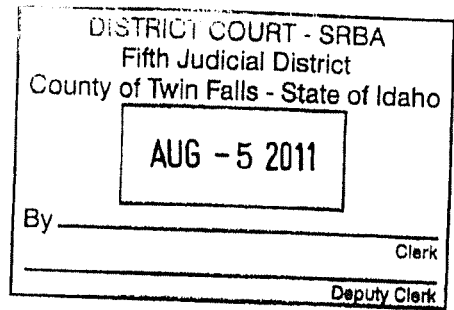
This right is limited to the irrigation of 144 acres within the
place of use described above in a single irrigation season.
The rights listed below are limited to the irrigation of a
combined total of 561 acres in a single irrigation season.
Combined right Nos.: 47-7718, 47-7753, 47-8012 & 47-13645.

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

This right remains subject to the right of the original
appropriator, in good faith and in compliance with state laws
governing changes in use and/or expansion of water rights, to
cease wasting water, to change the place or manner of wasting it,
or to recapture it.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE DEFINITION
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).





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

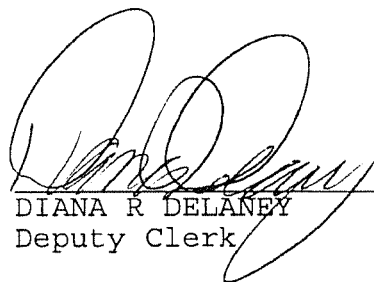
Water Right(s) : 47-13645

On August 05, 2011, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

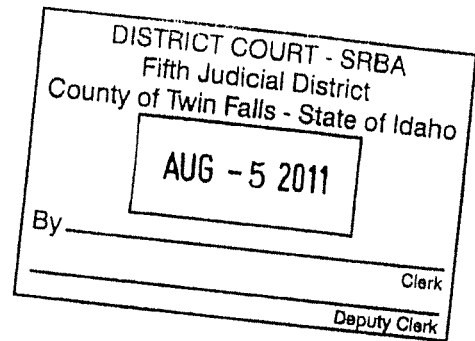
Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

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 August 05, 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

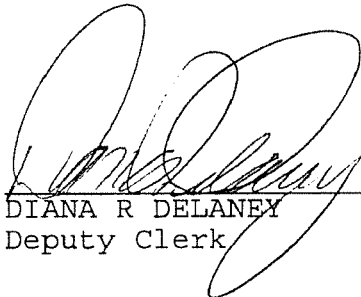
Water Right(s) : 47-13645

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 August 05, 2011, with sufficient first-class postage prepaid to the following:

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

DOLPHY R CALLEN
Represented by:
DAVID A. COLEMAN
PO BOX 525
TWIN FALLS, ID 83303-0525
Phone: 208-734-1224



DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING

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08/05/11