

DEPARTMENT OF
WATER RESOURCES

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

DEC 06 2011

By _____ Clerk
DISTRICT OF THE _____
TWIN FALLS _____ Deputy Clerk

Deputy Clerk

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

**FOR WATER RIGHTS: 37-8199 and 37-
8217**

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

DEC 06 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)
)
Water Right 37-08199

NAME AND ADDRESS: DAN S FAIRMAN MD
MELYNDA KIM STANDLEE FAIRMAN
106 RIVERGROVE LN
HAILEY, ID 83333

SOURCE: PURDUM SLOUGH TRIBUTARY: SINKS

QUANTITY: 0.20 CFS
0.30 AFY

Right Nos. 37-08217 and 37-08199 are limited to a total combined
storage volume of 0.3 AF.

PRIORITY DATE: 11/07/1984

POINT OF DIVERSION: T02N R18E S05 NESE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Recreation	01-01 TO 12-31	0.20 CFS
	Recreation Storage	01-01 TO 12-31	0.30 AFY
	Aesthetic	01-01 TO 12-31	0.20 CFS
	Aesthetic Storage	01-01 TO 12-31	0.30 AFY

PLACE OF USE:	Recreation	Within Blaine County
	T02N R18E S05 NESE	
	Aesthetic	Within Blaine County
	T02N R18E S05 NESE	

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.

RECOMMENDATION

DEC 06 2011

Bipello Silvey
SPECIAL MASTER

Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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

DEC 06 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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
 Case No. 39576)
 _____) Water Right 37-08217

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DEC 07 2011
 DEPARTMENT OF
 WATER RESOURCES

NAME AND ADDRESS: DAN S FAIRMAN MD
 MELYNDA KIM STANDLEE FAIRMAN
 106 RIVERGROVE LN
 HAILEY, ID 83333

SOURCE: GROUND WATER

QUANTITY: 0.08 CFS
 29.40 AFY

USE OF THIS RIGHT WITH RIGHT NO. 37-08199 IS LIMITED TO A TOTAL
 COMBINED STORAGE VOLUME OF 0.3 AF.

PRIORITY DATE: 05/21/1985

POINT OF DIVERSION: T02N R18E S05 NESE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Aesthetic	04-15 TO 10-15	0.08 CFS
			29.10 AFY
	Aesthetic Storage	04-15 TO 10-15	0.30 AFY
	Diversion to Storage	04-15 TO 10-15	0.08 CFS

PLACE OF USE: Aesthetic Within Blaine County
 T02N R18E S05 NESE

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

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RECOMMENDATION

DEC 06 2011

Bigella Dilley
 SPECIAL MASTER

 Eric J. Wildman
 Presiding Judge of the
 Snake River Basin Adjudication

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DEC 07 2011

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
DEC 06 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): 37-08199
37-08217

On December 06, 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 December 06, 2011.



JANET CONNELL
Deputy Clerk

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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
DEC 06 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): 37-08199
37-08217

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 December 06, 2011, with sufficient first-class postage prepaid to the following:

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

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

CERTIFICATE OF MAILING

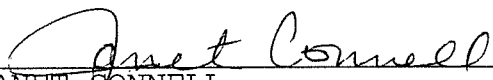
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BIG WOOD CANAL COMPANY

Represented by:
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125 5TH AVE
PO BOX 176
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Phone: 208-934-4429

DAN S FAIRMAN MD
MELYNDA KIM STANDLEE FAIRMAN

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



JANET CONNELL
Deputy Clerk