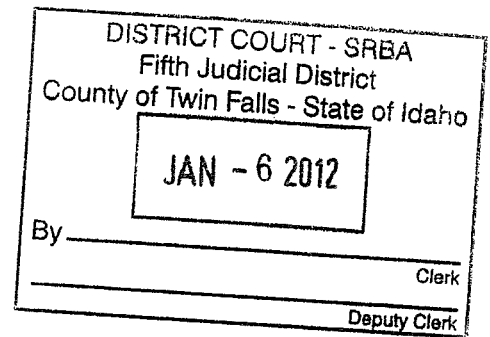


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JAN 09 2012

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	)	Subcase 75-14465
	)	(Idaho Arrowhead Water District)
	)	
Case No. 39576	)	SPECIAL MASTER REPORT
_____	)	

Findings of Fact

The Director of the Idaho Department of Water Resources filed his *Director's Report for Late Claims* on November 9, 2007. The Director recommended claim 75-14465, filed by the Idaho Arrowhead Water District, c/o Gary Leuzinger, 23 Oliver Drive, Salmon, Idaho, 83467, be disallowed: "No lawful appropriation shown."

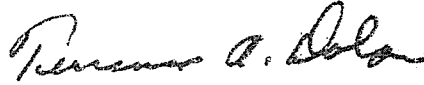
Arrowhead filed an *Objection* on November 21, 2007, objecting to the claim not being recommended as filed. The Director filed an *Amended Director's Report, Subcase Nos. 75-5, 75-19G, 75-21, 75-22 & 75-14465* on June 17, 2010. He recommended 75-14465 to Arrowhead for 6.11 cfs from Chipps Creek for diversion to storage and irrigation from storage from April 1 to October 31 and for year-'round irrigation storage in Lemhi County with a priority date of May 1, 1985, based on a decree.

Edgar and Myrtle Edwards filed an *Objection* on July 26, 2010, objecting to point of diversion. The City of Salmon filed an *Objection* on July 28, 2010, objecting to quantity and purpose of use. On December 27, 2011, Arrowhead, the Edwards and the City of Salmon, with IDWR's concurrence, filed a *Standard Form 5*.

Conclusions of Law

The Idaho Arrowhead Water District is entitled to a partial decree adjudicating a water right for claim 75-14465 as described in the *SF-5* and the attached *Special Master Recommendation for Partial Decree for Water Right 75-14465*.

DATED January 6, 2012.



TERRENCE A. DOLAN
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)
)
Case No. 39576.)
)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 75-14465

NAME AND ADDRESS: IDAHO ARROWHEAD WATER DIST
C/O GARY LEUZINGER
23 OLIVER DR
SALMON, ID 83467

SOURCE: CHIPPS CREEK TRIBUTARY: POLLARD CANYON CREEK

QUANTITY: 6.11 CFS
40.00 AFY

Right Nos. 75-5, 75-22 and 75-14465 are limited to a total combined diversion rate of 6.11 cfs. This right when combined with 75-5, 75-22 and all current and future rights split from 75-5 and 75-22, is limited to a total combined diversion rate of 7.00 cfs. The capacity of the storage reservoir is 40 af. The reservoir may be filled up to the total diversion volume in a single year. No water diversions from the reservoir will occur during the period of time each year the reservoir is being filled. Once the reservoir under Right No. 75-14465 is filled each year, no more than 0.75 cfs will be diverted from Chipps Creek under Right No. 75-22 whenever there is sufficient flow available to satisfy any part of Right No. 75-2, and the rightholder of 75-22 can satisfy its irrigation requirements with diversions from Pollard Canyon Creek under Right No. 75-5. Once the reservoir under Right No. 75-14465 is filled and Right No. 75-2 is no longer in priority, Right No. 75-22 may be exercised to the extent it is in priority. The total flow available for diversion in Water District 75A is the sum of all water being diverted above the Farmer's Ditch, water being diverted into the Farmer's Ditch, and the quantity of water spilling and seeping past the Farmer's Ditch diversion. The Farmer's Ditch diversion is located in T21N, R21E, S1, SWNW.

PRIORITY DATE: 05/01/1985

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION: T21N R21E S11 SWNW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation Storage	01-01 TO 12-31	40.00 AFY
	Irrigation from Storage	04-01 TO 10-31	40.00 AFY
	Diversion to Storage	04-01 TO 10-31	6.11 CFS

PLACE OF USE:	Irrigation from Storage	Within Lemhi County
	T21N R21E S01	NESW 20.6 NWSW 38.0 SWSW 41.0 SESW 12.0 NESE 37.0 NWSE 40.0 SWSE 19.7 SESE 18.0 S02 NESE 11.0 SWSE 9.8 SESE 40.0
	287.1 Acres Total	

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

Right Nos. 75-5, 75-22 and 75-14665 are limited to the irrigation of a combined total of 287.1 acres in a single irrigation season. The reservoir is located in Township 21 North, Range 21 East, Section 2, SWSE.

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

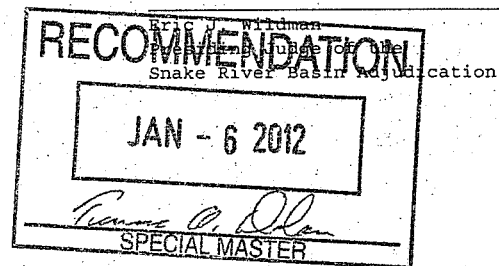
This water right is subject to a private agreement among the City of Salmon, Myrtle, Dale and Laura Edwards and Arrowhead Water District, and recorded in the Lemhi County Recorder's office on December 1, 2011 as instrument no. 288296. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

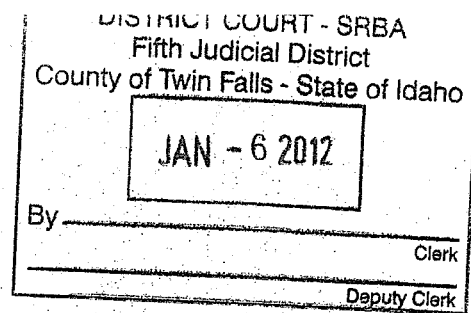
This right is based upon an enlargement of Right Nos. 75-5 and 75-22 pursuant to Section 42-1426, Idaho Code. Arrowhead Reservoir, recommended as Right No. 75-14465, may only be filled as authorized by Water Right 75-14465.

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.





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)
_____)

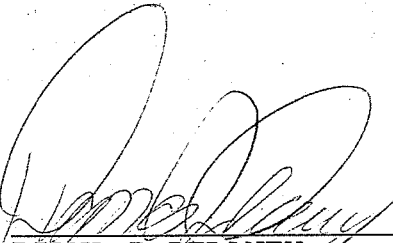
NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION
Water Right(s): 75-14465

On January 06, 2012, Special Master TERRENCE A. DOLAN issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

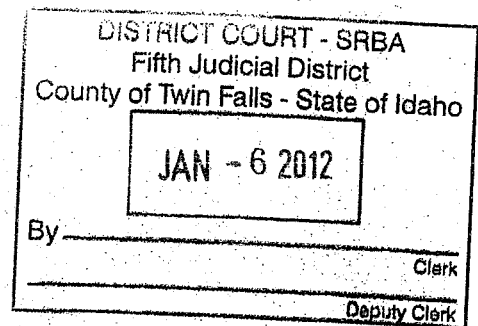
Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

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 January 06, 2012.



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): 75-14465

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 January 06, 2012, with sufficient first-class postage prepaid to the following:

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

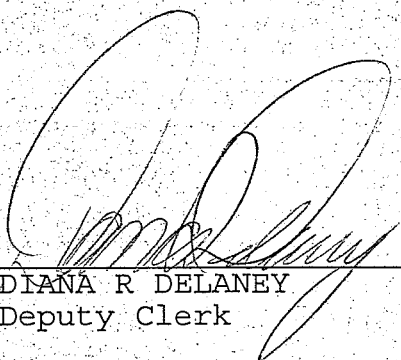
ARROWHEAD WATER DISTRICT
IDAHO ARROWHEAD WATER DIST

Represented by:
JERRY R. RIGBY
25 N 2ND E
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

CITY OF SALMON
Represented by:
JOSEPHINE P BEEMAN
409 W JEFFERSON ST
BOISE, ID 83702
Phone: 208-331-0950

CERTIFICATE OF MAILING

EDGAR & MYRTLE EDWARDS
Represented by:
RANDALL C BUDGE
201 E CENTER, STE A2
PO BOX 1391
POCATELLO, ID 83204-1391
Phone: 208-232-6101



DIANA R DELANEY
Deputy Clerk