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FEB 23 2012
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
FEB 21 2012	
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	)	SPECIAL MASTER'S REPORT AND
	)	RECOMMENDATION; FINDINGS OF
Case No. 39576	)	FACT AND CONCLUSIONS OF LAW
	)	
	)	WATER RIGHT NOS.: 37-1198, 37-1200
_____	)	and 37-22582

I. FINDINGS OF FACT

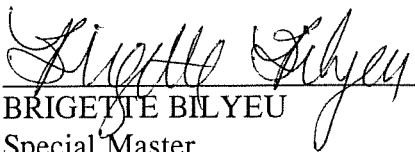
Claims were filed for water rights 37-1198 and 37-1200 pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report* contained recommendations for the elements of these water rights.

A *Motion to Amend Claims* was filed in 37-1198 and 37-1200 by Alvin and Sally Shoemaker on September 21, 2010. An *Amended Director's Report* was filed on April 28, 2011. The *Amended Director's Report* resulted in water rights 37-1198 and 37-1200 being combined and recommended as water right 37-22582. An *Objection* was filed by Alvin and Sally Shoemaker on May 19, 2011. The *Objection* was resolved with the filing of a *Standard Form 5* on February 13, 2012. All parties to the subcases and IDWR are signatories to the *Standard Form 5*.

II. CONCLUSIONS OF LAW

Based on the file and record herein, IT IS RECOMMENDED that water rights 37-1198 and 37-1200 **not be confirmed** in any partial or final decree. IT IS FURTHER RECOMMENDED that water right 37-22582 be **decreed** with the elements as set forth in the attached *Special Master's Recommendation for Partial Decree*.

DATED: February 21, 2012.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

FEB 21 2012

By _____ Clerk

Deputy Clerk

In Re SRBA

Case No. 39576

Water Right 37-22582

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Bucetto Lilacy
SPECIAL MASTER

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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

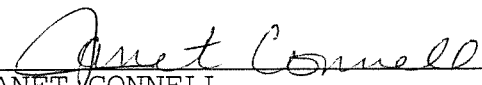
Water Right(s) : 37-01198
37-01200 37-22582

On February 21, 2012, 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 February 21, 2012.


JANET CONNELL
Deputy Clerk

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Fifth Judicial District	
County of Twin Falls - State of Idaho	
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Case No. 39576)
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CERTIFICATE OF MAILING

Water Right(s): 37-01198
37-01200 37-22582

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 February 21, 2012, with sufficient first-class postage prepaid to the following:

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

ALVIN V & SALLY P SHOEMAKER
ALVIN V SHOEMAKER
SALLY P SHOEMAKER
Represented by:
ROBERT E WILLIAMS
FREDERICKSEN WILLIAMS ET AL
PO BOX 168
JEROME, ID 83338
Phone: 208-324-2303


JANET CONNELL
Deputy Clerk

CERTIFICATE OF MAILING

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