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MAY 01 2012

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
APR 30 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	)	Subcases 47-7221, 47-17154 and 47-17155
	)	(Salmon Falls Land & Livestock Co., Inc.)
Case No. 39576	)	
	)	SPECIAL MASTER REPORT
_____	)	

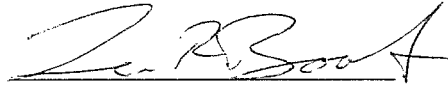
Findings of Fact

The Director of the Idaho Department of Water Resources filed his *Director's Report, Irrigation & Other uses, Reporting Area 12, IDWR Basin 47* on February 2, 2007. The Director recommended the above three claims to Salmon Falls, Land & Livestock Co., Inc., 95A Bell Rapids Road, Hagerman, Idaho, 83332, for 8 cfs, 2.4 cfs and .75 cfs from Devil Creek for diversion to storage, irrigation storage, stockwater storage, irrigation from storage, stockwater from storage, irrigation and stockwater uses in Twin Falls County with priority dates of September 1, 1914, June 15, 1960, and September 19, 1973, based on licenses and a decree.

The United States of America, Department of Interior, Bureau of Land Management, filed an *Objection* in subcase 47-7221 on September 19, 2007, objecting to place of use. IDWR filed a *Notice of Completed Administrative Proceeding* on August 10, 2009, for a change of address. On July 22, 2010, and April 25, 2012, Salmon Falls and the United States, with IDWR's concurrence, filed *Standard Forms 5* in all three subcases.

Salmon Falls Land & Livestock Co., Inc., is entitled to partial decrees adjudicating water rights as described the SF-5s and the attached *Special Master Recommendations for Partial Decrees for Water Rights 47-7221, 47-17154 and 47-17155*.

DATED April 30, 2012.

A handwritten signature in black ink, appearing to read 'T. R. Booth', written over a horizontal line.

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 47-07221

NAME AND ADDRESS: SALMON FALLS LAND & LIVESTOCK
CO INC
95A BELL RAPIDS RD
HAGERMAN, ID 83332

SOURCE: DEVIL CREEK TRIBUTARY: SALMON FALLS CREEK

QUANTITY: 10.20 CFS
1896.40 AFY

PRIORITY DATE: 09/19/1973

POINT OF DIVERSION: T14S R12E S22 NWNWSW Within Owyhee County
T15S R12E S04 SWSESE

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	7.90 CFS
			1383.00 AFY
	Irrigation Storage	01-01 TO 12-31	500.00 AFY
	Irrigation from Storage	03-15 TO 11-15	500.00 AFY
	Stockwater	01-01 TO 12-31	0.10 CFS
			13.40 AFY
	Diversion to Storage	01-01 TO 12-31	10.20 CFS

PLACE OF USE:	Irrigation		Within Twin Falls County
	T14S R12E S14	SWNE 40.0	NENW 3.2
		NWNW 22.0	SWNW 40.0
		SENE 40.0	NESW 33.0
		NWSW 35.0	NWSE 13.0
	S15	NENE 26.0	NWNE 14.0
		SWNE 30.0	SENE 40.0
		NESE 36.0	NWSE 21.0
	393.2 Acres Total		
	Irrigation from Storage		Within Twin Falls County
	T14S R12E S14	SWNE 40.0	NENW 3.2
		NWNW 22.0	SWNW 40.0
		SENE 40.0	NESW 33.0
		NWSW 35.0	NWSE 13.0
	S15	NENE 26.0	NWNE 14.0
		SWNE 30.0	SENE 40.0
		NESE 36.0	NWSE 21.0
	393.2 Acres Total		
	Stockwater		Within Twin Falls County
	T14S R12E S14	SWNE	NENW
		NWNW	SWNW
		SENE	NESW
		NWSW	NWSE
	S15	NENE	NWNE
		SWNE	SENE
		NESE	NWSE

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

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

OTHER PROVISIONS (continued)

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.

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

RECOMMENDATION

APR 30 2012

Lee R. Booth
SPECIAL MASTER

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 47-17154

NAME AND ADDRESS: SALMON FALLS LAND & LIVESTOCK
CO INC
95A BELL RAPIDS RD
HAGERMAN, ID 83332

SOURCE: DEVIL CREEK TRIBUTARY: SALMON FALLS CREEK

QUANTITY: 2.40 CFS

The quantity of water under this right for stockwater use shall
not exceed 13,000 gallons per day.

PRIORITY DATE: 09/01/1914

POINT OF DIVERSION: T15S R12E S04 SWESE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-01	2.40 CFS
	Stockwater	05-01 TO 10-01	0.10 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE MAY 01 AND AFTER OCTOBER 01 UNDER THIS REMARK IS
SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR
LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: Irrigation Within Twin Falls County

T13S R12E S25	NESW 40.0	NWSW 39.0
	SWSW 10.0	SESW 9.8
	NESE 8.9	NWSE 16.0
	SWSE 5.9	SESE 39.0
S36	NENE 39.0	SENE 24.0
R13E S30 LOT 3	(NWSW) 8.9	LOT 4 (SWSW) 44.0
284.5 Acres Total		

Stockwater Within Twin Falls County

T13S R12E S25	NESW	NWSW
	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
S36	NENE	SENE
R13E S30 LOT 3	(NWSW)	LOT 4 (SWSW)

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 284.5 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 47-17154 & 47-17155.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

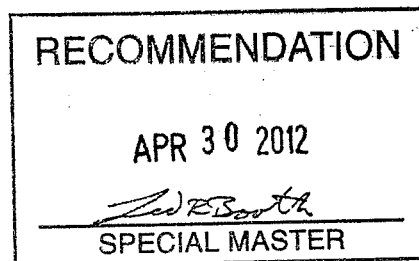
OTHER PROVISIONS (continued)

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.

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



COMMENT

SPECIAL MASTER

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 47-17155

NAME AND ADDRESS: SALMON FALLS LAND & LIVESTOCK
CO INC
95A BELL RAPIDS RD
HAGERMAN, ID 83332

SOURCE: DEVIL CREEK TRIBUTARY: SALMON FALLS CREEK

QUANTITY: 0.75 CFS
462.00 AFY

THIS RIGHT IS LIMITED TO A TOTAL STORAGE VOLUME OF 100 AFA FOR
IRRIGATION AND STOCKWATER.

PRIORITY DATE: 06/15/1960

POINT OF DIVERSION: T14S R12E S02 LOT 3 (NWNENW) (Rediversion) Within Twin Falls County
T15S R12E S04 SWSESE Within Owyhee County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-01 TO 10-31	0.75 CFS 362.00 AFY
Irrigation Storage	01-01 TO 12-31	100.00 AFY
Irrigation from Storage	04-01 TO 11-01	100.00 AFY
Stockwater	01-01 TO 12-31	0.05 CFS 2.70 AFY
Stockwater Storage	01-01 TO 12-31	2.70 AFY
Stockwater from Storage	01-01 TO 12-31	2.70 AFY

PLACE OF USE:

Irrigation	Within Twin Falls County	
T13S R12E S25	NESW 40.0	NWSW 39.0
	SWSW 10.0	SESW 9.8
	NESE 8.9	NWSE 16.0
	SWSE 5.9	SESE 39.0
S36	NENE 39.0	SENE 24.0
R13E S30 LOT 3	(NWSW) 8.9	LOT 4 (SWSW) 44.0
284.5 Acres Total		
Irrigation from Storage	Within Twin Falls County	
T13S R12E S25	NESW 40.0	NWSW 39.0
	SWSW 10.0	SESW 9.8
	NESE 8.9	NWSE 16.0
	SWSE 5.9	SESE 39.0
S36	NENE 39.0	SENE 24.0
R13E S30 LOT 3	(NWSW) 8.9	LOT 4 (SWSW) 44.0
284.5 Acres Total		
Stockwater	Within Twin Falls County	
T13S R12E S25	NESW	NWSW
	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
S36	NENE	SENE
R13E S30 LOT 3	(NWSW)	LOT 4 (SWSW)
Stockwater from Storage	Within Twin Falls County	
T13S R12E S25	NESW	NWSW
	SWSW	SESW

PLACE OF USE (continued)

	NESE	NWSE
	SWSE	SESE
S36	NENE	SENE
R13E S30 LOT 3	(NWSW)	LOT 4 (SWSW)

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 284.5 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 47-17154 & 47-17155.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 200 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

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

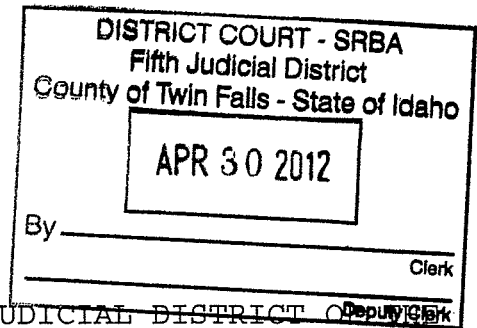
RECOMMENDATION

APR 30 2012

Lea R. Booth
SPECIAL MASTER

RECOMMENDED

SPECIAL MASTER



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
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

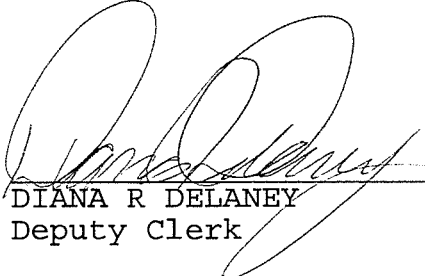
Water Right(s): 47-07221
47-17154 47-17155

On April 30, 2012, 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 April 30, 2012.



DIANA R DELANEY
Deputy Clerk

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
APR 30 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)
)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 47-07221
47-17154 47-17155

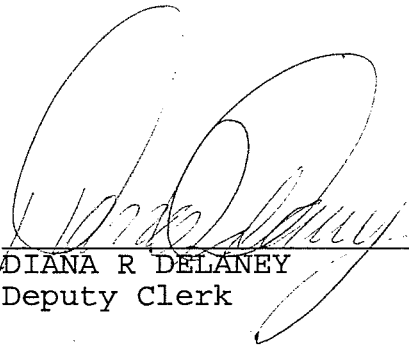
CERTIFICATE OF MAILING

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 April 30, 2012, with sufficient first-class postage prepaid to the following:

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

SALMON FALLS LAND & LIVESTOCK
CO INC
95A BELL RAPIDS RD
HAGERMAN, ID 83332

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724



DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING