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JUN 25 2012
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 22 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
	)	
	)	FOR WATER RIGHTS: 22-2180,
	)	22-13461, 22-13466, 22-13467,
	)	22-13468, 22-13469, 22-13470,
_____	)	22-13471, and 22-13472

I. FINDINGS OF FACT

A notice of claim was filed for each of these water rights 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.

Objections and Responses were filed by various parties. A *Motion to File Amended Notice of Claim* was filed on August 19, 2010 by multiple claimants to assert a recovered water/recharge theory (hereafter "rec/rec"). That theory and the related *Amended Claims* were later withdrawn by the claimants in consolidated subcase 00-92020.

Subsequently, IDWR reviewed its *Director's Reports* for the rec/rec subcases to insure that it had included the elements from prior decrees, licenses and transfers. These subcases were identified by IDWR as some of the 60 subcases in Round Two which needed changes due to omission of elements from prior decrees, licenses, or transfers. *Joint Order Setting Deadlines and Status Conference*. (Subcase 00-92020, January 6, 2012, Exhibit 4)

A Status Conference was held on December 7, 2011 in subcase 00-92020. At the hearing,
Special Master's Report and Recommendation
S:/BASIN.FOLDERS/22MRR/2131.ETAL.ORAL.SF5.60CHANGE.RND2.REC
5/25/12

the parties agreed to resolve all *Objections* and *Responses* to 55 of the 60 subcases by oral *Stipulation* on the record.¹

The parties agreed that these subcases be recommended and decreed with the elements of the *Amended Director's Reports* previously sent to the parties by IDWR.

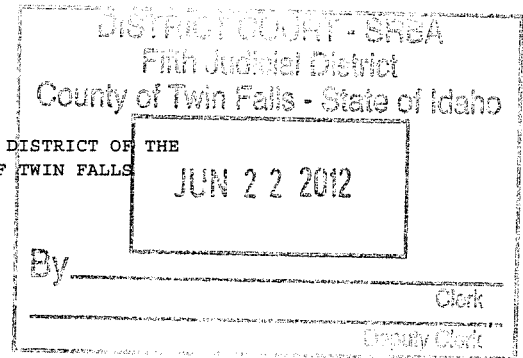
II. CONCLUSIONS OF LAW

Therefore, based on the file and record herein, IT IS RECOMMENDED that these water rights be **decreed** with the elements set forth in the attached *Special Master's Recommendation for Partial Decrees*.

DATED: ^{JUNE} ~~May~~ 22, 2012.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

¹ The *Amended Director's Reports* for water right numbers 21-34, 21-60B, 22-673, 22-13165, and 22-13412 in Round 2 were held back due to an overlap issue. IDWR shared the proposed *Amended Directors' Reports* for these five subcases in Round 4 after the overlap issues were resolved.



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 22-02180

NAME AND ADDRESS: DIANE P SCHWENDIMAN
VAL E SCHWENDIMAN
9633 E HWY 33
NEWDALE, ID 83436

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DEPARTMENT OF
WATER RESOURCES

SOURCE: GROUND WATER

QUANTITY: 3.10 CFS
1004.50 AFY

Right Nos. 22-2180 and 22-13461 are limited to a total combined
diversion rate of 3.10 cfs.

PRIORITY DATE: 07/19/1960

POINT OF DIVERSION: T06N R41E S02 SENW Within Madison County

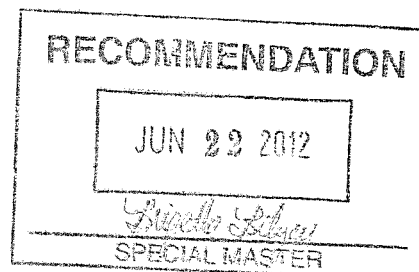
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.10 CFS 1004.50 AFY

PLACE OF USE:	Irrigation	Within Madison County
	T06N R41E S02 LOT 3 (NENW) 23.0	LOT 4 (NWNW) 33.0
	SWNW 38.0	SENW 23.0
	NESW 23.0	NWSW 38.0
	SWSW 38.0	SESW 24.0
	S11 NENW 23.0	NWNW 39.0
	302.0 Acres Total	

This right is limited to the irrigation of 287 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 302 acres in a single irrigation season.
Combined Right Nos.: 22-2180 and 22-13461.

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).



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

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

JUN 22 2012

By _____ Clerk
Deputy Clerk

PAGE 1
May-25-2012

DISTRICT COURT - SBEA
 Fifth Judicial District
 County of Twin Falls - State of Idaho
 DISTRICT OF THE
 TWIN FALLS
 JUN 22 2012
 By _____
 Clerk

 Deputy Clerk

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WATER RESOURCES

PAGE 1
May-25-2012

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

PLACE OF USE (continued)

T07N R41E S36	NESW 4.7	Within Fremont County
	SWSW 38.0	NWSW 8.3
2053.0 Acres Total		SESW 27.0

The rights listed below are limited to the irrigation of a combined total of 2053 acres in a single irrigation season. Combined Right Nos.: 22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472.

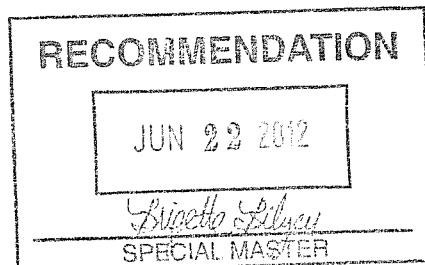
This right is limited to the irrigation of 665 acres within the place of use described above in a single irrigation season.

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

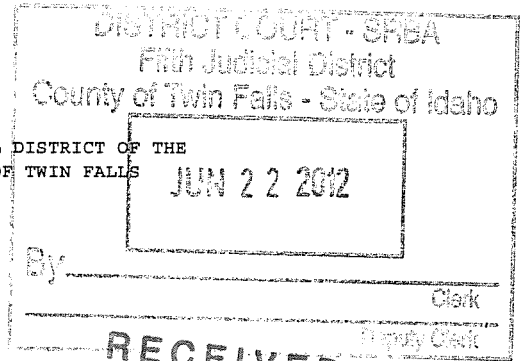
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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



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 22-13467

NAME AND ADDRESS: DIANE P SCHWENDIMAN
VAL E SCHWENDIMAN
9633 E HWY 33
NEWDALE, ID 83436

SOURCE: GROUND WATER

QUANTITY: 2.57 CFS
1090.90 AFY

The rights listed below are limited to a total combined annual
diversion volume of 7175.5 af. Combined Right Nos.: 22-13466,
22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472.
This right when combined with all other rights shall provide no
more than 0.02 cfs per acre nor more than 3.5 afa per acre at
the field headgate for irrigation of the place of use.

PRIORITY DATE: 08/19/1965

POINT OF DIVERSION: T06N R41E S01 SENE Within Madison County
LOT 4 (NWNW)
S12 NWSW
S14 SESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	2.57 CFS 1090.90 AFY

PLACE OF USE:	Irrigation	Within Madison County
	T06N R41E S01	SENE 39.0
	LOT 3	(NENW) 38.0
		SWNW 40.0
		SENE 40.0
		NESW 40.0
		SWSW 40.0
		NESE 32.0
		NWSE 39.0
		SWSE 11.0
	S02 LOT 1	(NENE) 39.0
		LOT 2 (NWNE) 33.0
		SENE 38.0
	LOT 3	(NENW) 15.0
		SENE 16.0
		SESW 16.0
		NESE 39.0
		NWSE 39.0
		SESE 39.0
	S11	NENE 40.0
		NWNE 40.0
		SENE 40.0
		NESE 40.0
		SESE 40.0
	S12	NENW 39.0
		NWNW 39.0
		SENE 40.0
		SESW 40.0
		NWSE 40.0
		SWSE 40.0
	S13	NENE 39.0
		NWNE 40.0
		SENE 39.0
		SESW 40.0
		NWSE 40.0
		SWSE 40.0
		SESE 40.0

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

PLACE OF USE (continued)

T07N R41E S36	NESW 4.7	Within Fremont County
	SWSW 38.0	NWSW 8.3
2053.0 Acres Total		SESW 27.0

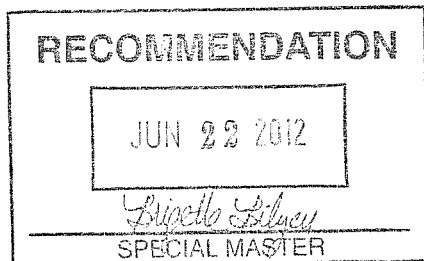
This right is limited to the irrigation of 441 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 2053 acres in a single irrigation season. Combined Right Nos.: 22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472.

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

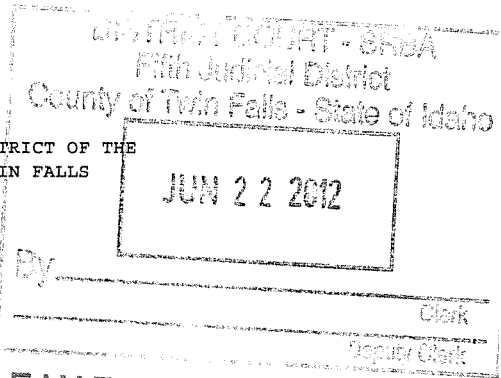
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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

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
Case No. 39576) I.R.C.P. 54(b) FOR
)
) Water Right 22-13468



NAME AND ADDRESS: DIANE P SCHWENDIMAN
VAL E SCHWENDIMAN
9633 E HWY 33
NEWDALE, ID 83436

SOURCE: GROUND WATER

QUANTITY: 1.47 CFS
595.00 AFY

The rights listed below are limited to a total combined annual diversion volume of 7185.5 af. Combined Right Nos.: 22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

PRIORITY DATE: 04/25/1966

POINT OF DIVERSION: T06N R41E S01 SENE Within Madison County
LOT 4 (NWNW)
S12 NWSW
S14 SESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.47 CFS 595.00 AFY

PLACE OF USE:	Irrigation	Within Madison County
T06N R41E S01	SWNE 39.0	SENE 39.0
LOT 3	(NENW) 38.0	LOT 4 (NWNW) 38.0
	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 32.0	NWSE 39.0
	SWSE 11.0	
S02 LOT 1	(NENE) 39.0	LOT 2 (NWNE) 33.0
	SWNE 39.0	SENE 38.0
LOT 3	(NENW) 15.0	SENE 16.0
	NESW 16.0	SESW 16.0
	NESE 39.0	NWSE 39.0
	SWSE 39.0	SESE 39.0
S11	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NENW 16.0	NESE 40.0
	SESE 40.0	
S12	NENW 39.0	NWNW 39.0
	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 39.0	SESW 40.0
	NWSE 40.0	SWSE 40.0
S13	NENE 39.0	NWNE 40.0
	SWNE 40.0	SENE 39.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0

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

PLACE OF USE (continued)

T07N R41E S36	NESW 4.7	Within Fremont County
	SWSW 38.0	NWSW 8.3
2053.0 Acres Total		SESW 27.0

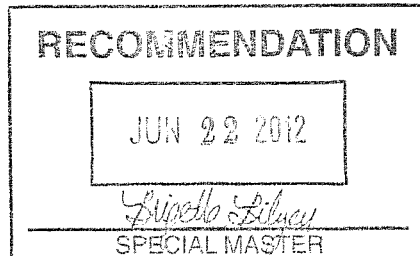
This right is limited to the irrigation of 170 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 2053 acres in a single irrigation season. Combined Right Nos. :22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472.

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

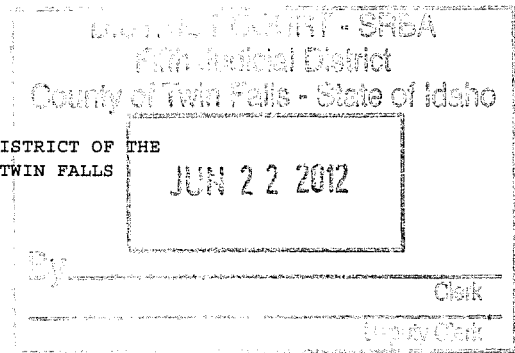
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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



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 22-13469

NAME AND ADDRESS: DIANE P SCHWENDIMAN
VAL E SCHWENDIMAN
9633 E HWY 33
NEWDALE, ID 83436

SOURCE: GROUND WATER

QUANTITY: 4.15 CFS
1761.50 AFY

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DEPARTMENT OF
WATER RESOURCES

The rights listed below are limited to a total combined annual
diversion volume of 7185.5 af. Combined Right Nos.: 22-13466,
22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472.
This right when combined with all other rights shall provide no
more than 0.02 cfs per acre nor more than 3.5 afa per acre at
the field headgate for irrigation of the place of use.

PRIORITY DATE: 12/03/1968

POINT OF DIVERSION: T06N R41E S01 SENE Within Madison County
LOT 4 (NWNW)
S12 NWSW
S14 SESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	4.15 CFS 1761.50 AFY

PLACE OF USE:	Irrigation	Within Madison County
T06N R41E S01	SWNE 39.0	SENE 39.0
LOT 3	(NENW)38.0	LOT 4 (NWNW)38.0
	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 32.0	NWSE 39.0
	SWSE 11.0	
S02 LOT 1	(NENE)39.0	LOT 2 (NWNE)33.0
	SWNE 39.0	SENE 38.0
LOT 3	(NENW)15.0	SENE 16.0
	NESW 16.0	SESW 16.0
	NESE 39.0	NWSE 39.0
	SWSE 39.0	SESE 39.0
S11	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NENW 16.0	NESE 40.0
	SESE 40.0	
S12	NENW 39.0	NWNW 39.0
	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 39.0	SESW 40.0
	NWSE 40.0	SWSE 40.0
S13	NENE 39.0	NWNE 40.0
	SWNE 40.0	SENE 39.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0

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

PLACE OF USE (continued)

T07N R41E S36	NESW 4.7	Within Fremont County
	SWSW 38.0	NWSW 8.3
		SESW 27.0
2053.0 Acres Total		

The rights listed below are limited to the irrigation of a combined total of 2053 acres in a single irrigation season. Combined Right Nos.: 22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472.

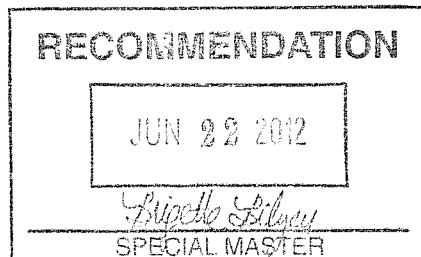
This right is limited to the irrigation of 680 acres within the place of use described above in a single irrigation season.

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

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Eric J. Wildman
Presiding Judge of the
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

1. NAME _____
2. DATE _____
3. TIME _____
4. LOCATION _____
5. REMARKS _____
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263. STATE _____
264. ZIP _____
265. OTHER _____
266. REMARKS _____
267. SIGNATURE</

DEPARTMENT OF
WATER RESOURCES

PAGE 1
May-25-2012

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

PLACE OF USE (continued)

T07N R41E S36	NESW 4.7	Within Fremont County
	SWSW 38.0	NWSW 8.3
		SESW 27.0
2053.0 Acres Total		

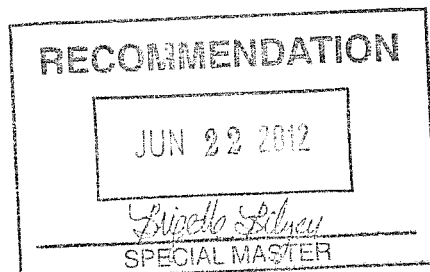
The rights listed below are limited to the irrigation of a combined total of 2053 acres in a single irrigation season. Combined Right Nos.: 22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472. This right is limited to the irrigation of 20 acres within the place of use described above 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

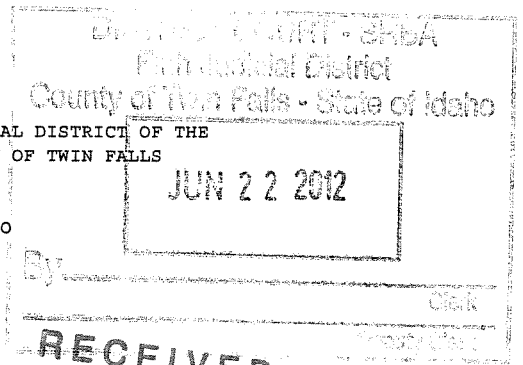
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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

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 22-13471



NAME AND ADDRESS: DIANE P SCHWENDIMAN
VAL E SCHWENDIMAN
9633 E HWY 33
NEWDALE, ID 83436

SOURCE: GROUND WATER

QUANTITY: 0.15 CFS
63.00 AFY

The rights listed below are limited to a total combined annual diversion volume of 7185.5 af. Combined Right Nos.: 22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472
This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

PRIORITY DATE: 10/29/1975

POINT OF DIVERSION: T06N R41E S01 SENE Within Madison County
LOT 4 (NWNW)
S12 NWSW
S14 SESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.15 CFS
			63.00 AFY

PLACE OF USE:	Irrigation	Within Madison County
T06N R41E S01	SWNE 39.0	SENE 39.0
LOT 3	(NENW) 38.0	LOT 4 (NWNW) 38.0
	S12 SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 32.0	NWSE 39.0
	SWSE 11.0	
S02 LOT 1	(NENE) 39.0	LOT 2 (NWNE) 33.0
	SWNE 39.0	SENE 38.0
LOT 3	(NENW) 15.0	SENE 16.0
	NESW 16.0	SESW 16.0
	NESE 39.0	NWSE 39.0
	SWSE 39.0	SESE 39.0
S11	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NENW 16.0	NESE 40.0
	SESE 40.0	
S12	NENW 39.0	NWNW 39.0
	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 39.0	SESW 40.0
	NWSE 40.0	SWSE 40.0
S13	NENE 39.0	NWNE 40.0
	SWNE 40.0	SENE 39.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0

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

PLACE OF USE (continued)

T07N R41E S36	NESW 4.7	Within Fremont County
	SWSW 38.0	NWSW 8.3
		SESW 27.0
2053.0 Acres Total		

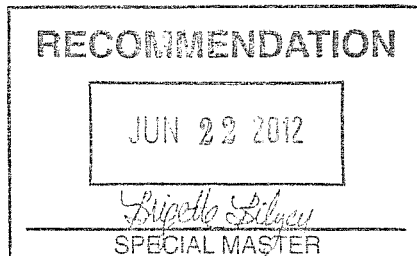
This right is limited to the irrigation of 18 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 2053 acres in a single irrigation season. Combined Right Nos.: 22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472.

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

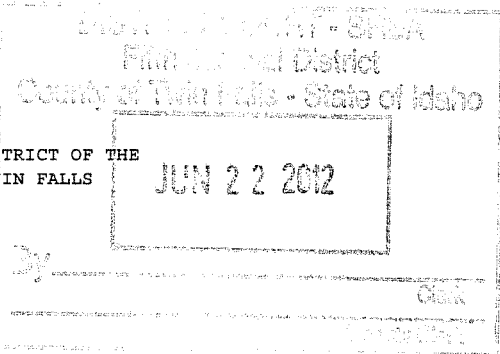
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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



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 22-13472

NAME AND ADDRESS: DIANE P SCHWENDIMAN
VAL E SCHWENDIMAN
9633 E HWY 33
NEWDALE, ID 83436

SOURCE: GROUND WATER

QUANTITY: 7.00 CFS
2971.30 AFY

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DEPARTMENT OF
WATER RESOURCES

The rights listed below are limited to a total combined annual diversion volume of 7185.5 af. Combined Right Nos.: 22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

PRIORITY DATE: 05/06/1977

POINT OF DIVERSION: T06N R41E S01 SENE Within Madison County
LOT 4 (NWNW)
S12 NWSW
S14 SESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		04-01 TO 11-01	7.00 CFS 2971.30 AFY

PLACE OF USE:	Irrigation	Within Madison County
T06N R41E S01	SWNE 39.0	SENE 39.0
LOT 3	(NENW) 38.0	LOT 4 (NWNW) 38.0
	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 32.0	NWSE 39.0
	SWSE 11.0	
S02 LOT 1	(NENE) 39.0	LOT 2 (NWNE) 33.0
	SWNE 39.0	SENE 38.0
LOT 3	(NENW) 15.0	SENE 16.0
	NESW 16.0	SESW 16.0
	NESE 39.0	NWSE 39.0
	SWSE 39.0	SESE 39.0
S11	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NENW 16.0	NESE 40.0
	SESE 40.0	
S12	NENW 39.0	NWNW 39.0
	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 39.0	SESW 40.0
	NWSE 40.0	SWSE 40.0
S13	NENE 39.0	NWNE 40.0
	SWNE 40.0	SENE 39.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0

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

PLACE OF USE (continued)

T07N R41E S36	NESW 4.7	Within Fremont County
	SWSW 38.0	NWSW 8.3
		SESW 27.0
2053.0 Acres Total		

The rights listed below are limited to the irrigation of a combined total of 2053 acres in a single irrigation season. Combined Right Nos.: 22-13466, 22-13467, 22-13468, 22-13469, 22-13470, 22-13471, 22-13472.

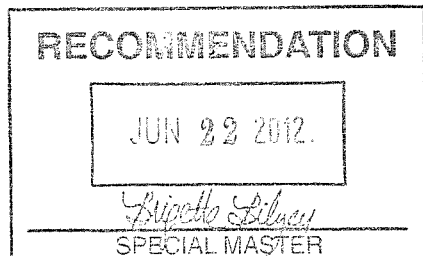
This right is limited to the irrigation of 1485 acres within the place of use described above in a single irrigation season.

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

RECEIVED
JUN 25 2012
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 22 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)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

Water Right(s): 22-02180
22-13461 22-13466 22-13467
22-13468 22-13469 22-13470
22-13471 22-13472

On June 22, 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 June 22, 2012.


JANET CONNELL
Deputy Clerk

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

JUN 22 2012

By _____
 Clerk
 Deputy Clerk

Case No. 39576

PAGE 1
06/22/12

AMERICAN FALLS RESERVOIR

Represented by:
C THOMAS ARKOOSH
CAPITOL LAW GROUP, PLLC
301 MAIN ST
PO BOX 32
GOODING, ID 83330
Phone: 208-934-8872

CANYON CREEK CANAL CO
DIANE P SCHWENDIMAN
FREMONT MADISON IRRIGATION
VAL E SCHWENDIMAN
VAL SCHWENDIMAN

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

IGWA INC

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

A & B IRRIGATION DISTRICT
BURLEY IRRIGATION DISTRICT

Represented by:
ROGER D LING
615 H ST
PO BOX 396
RUPERT, ID 83350-0396
Phone: 208-436-4717

NORTH SIDE CANAL CO LTD
TWIN FALLS CANAL COMPANY

Represented by:
TRAVIS L THOMPSON
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485
Phone: 208-733-0700

UNITED STATES OF AMERICA
USDI BUREAU OF RECLAMATION

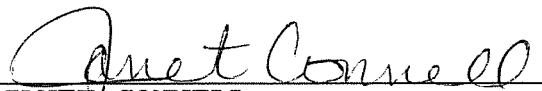
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

MINIDOKA IRRIGATION DISTRICT

Represented by:
W KENT FLETCHER
1200 OVERLAND AVE
PO BOX 248
BURLEY, ID 83318
Phone: 208-678-3250

CANYON CREEK CANAL CO - *Rep. by Jerry Rigby*
C/O CON CRAPO
1509 N CANYON CREEK RD
NEWDALE, ID 83436
Phone: 208-458-4298

VAL SCHWENDIMAN - *Rep. by Jerry Rigby*
9633 E HWY 33
NEWDALE, ID 83436
Phone: 208-458-4513


JANET CONNELL
Deputy Clerk