

DEPARTMENT OF
WATER RESOURCES

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

NOV 05 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

**SPECIAL MASTER'S REPORT
AND RECOMMENDATION ON
MOTION TO SET ASIDE PARTIAL
DECREE**

WATER RIGHT NO.: 34-7037

I. PROCEDURAL BACKGROUND

On December 16, 1997, a *Partial Decree* was issued in the above listed water right. A *Motion to Set Aside Partial Decree* was filed by Mitchell Sorensen on April 24, 2008. The presiding Judge John M. Melanson issued an *Order of Reference Appointing Special Master Brigitte Bilyeu* on April 25, 2008.

A hearing was held on March 25, 2009. At the hearing, the claimant made an oral *Motion to withdraw the Motion to Set Aside Partial Decree*. There was no opposition to the withdrawal of the *Motion*.

III. FINDINGS AND CONCLUSIONS

THEREFORE, since the *Motion to Set Aside Partial Decree* was withdrawn,
IT IS RECOMMENDED that there be no changes to the *Partial Decree* for water right 34-7037
issued December 16, 1997. No *Amended Partial Decree* should issue.

DATED: November 5, 2012.

Brigette Bilyeu
BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT AND RECOMMENDATION ON MOTION TO SET ASIDE PARTIAL DECREE was mailed on November 05, 2012, with sufficient first-class postage to the following:

MITCHELL SORENSEN

Represented by:

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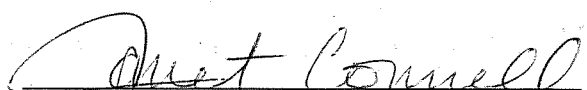
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