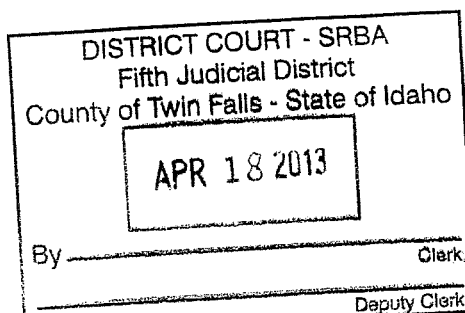


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APR 19 2013

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) SPECIAL MASTER'S REPORT
Case No. 39576)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHT 47-00044B

I. FINDINGS OF FACT

A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation for the elements of this water right.

Objections were filed by the United States of America, Department of Interior, Bureau of Land Management, and also by the Claimant Devil Creek Ranch, Inc. On December 31, 2012, IDWR filed an *Amended Director's Report*. No party filed objections to the *Amended Director's Report* and the objection period has expired.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein, IT IS RECOMMENDED that water right 47-00044B be **decreed** with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated Apr. 18, 2013

Theodore R. Booth
Special Master
Snake River Basin Adjudication

In Re SRBA) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 47-00044B

PLACE OF USE:	Stockwater		Within OWYHEE & TWIN FALLS County
	T10S R10E S12	NWNW	
	S15	SESE	
	S20	SESE	SESE
	S22	SESE	
	S25	SESE	
	S27	SWSW	
	S29	SWNE	
	S32	NESE	
	S33	NWNE	SWNW
		SESE	
	R11E S01 LOT 4	(NWNW)	
	S02 LOT 4	(NWNW)	
	S04	SWSE	
	S05	SWSE	
	S10	SESE	
	S20	SESE	
	S23	NWNE	
	S27	SESE	
	S28	NESE	
	R12E S15	SESE	
	S21	SESE	
	T11S R10E S02	SESE	
	S05	NESE	SESE
	S08	SESE	
	S11	SWSE	
	S12	NESE	
	S14	NWNE	SWSE
	S16	NESE	
	S17	SESE	
	S21	SESE	
	S23	SWSE	
	S24	NESE	
	S25	SESE	
	S26	NESE	

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

PLACE OF USE (continued)

	S27	NESW	
	S28	SESE	
	S33	NWNE	
	S35	NENE	
R11E	S04	SENW	
	S08	NESW	
	S14	SESE	
	S15	SENW	
	S16	SWSE	
	S18 LOT 3	(NWSW)	
	S20	NENE	
	S27	NESW	
R12E	S04	SENW	
	S05 LOT 2	(NWNE)	
	S08	SENW	
	S10	NWSW	
	S16	NENE	
	S21	SESE	
	S22	NESW	
	S30 LOT 4	(SWSW)	
	S34	SESW	SWSE
T12S R10E	S03	NWSE	
	S11	NWSW	
	S12	NENE	
	S25	SWSW	NESE
	S26	SESW	
	S27	SESE	
R11E	S01	SENE	
	S05	SENE	
	S13	NWNE	
	S16	SWNE	SENE
		SESE	
	S18	NENW	SWSE
	S27	NWNW	
	S30	SWNE	
R12E	S15	SENE	NWSW
	S21	NWSW	
	S30	NESW	
	S32	SESW	
T13S R10E	S12	SENW	SESE
	S13	NESE	
	S24	SENE	
R11E	S03 LOT 3	(NENW)	
	S07	NESW	
	S08	SWNE	
	S10	SENW	
	S11	NESW	
	S14	NWSE	
	S17	SWSE	
	S18	SENE	
	S21	SESE	
	S23	NESW	
	S29	NENE	NWNW
	S30 LOT 2	(SWNW)	
	S33	NENE	
	S34	NWSE	
T14S R11E	S01	SWSE	
	S03	SESW	
	S04 LOT 7	(SWSW)	SESE
	S10	SWNE	
	S11	SWSE	
	S12	SESW	
	S13	NWNW	
	S14	NENE	

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

PLACE OF USE (continued)

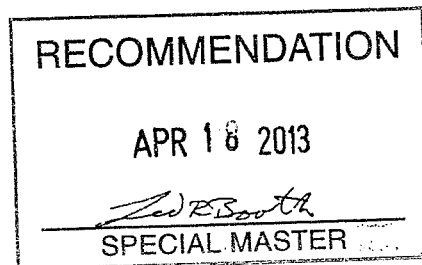
	S22	NWNW	
	S23	SESE	
	S25	NESW	
	S36	NENE	
R12E	S07	SESW	SESE
	S32	NESE	
	S33	NESW	
	S34	SESW	
T15S R12E	S02	SWSE	

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

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DEPARTMENT OF
WATER RESOURCES

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

APR 18 2013

By _____

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

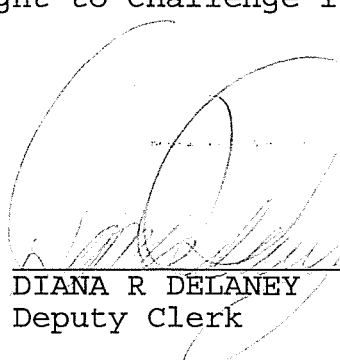
Water Right(s): 47-00044B

On April 18, 2013, Special Master THEODORE R. BOOTH
issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s)
pursuant to SRBA Administrative Order 1 (A01), 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 18, 2013.



DIANA R DELANEY
Deputy Clerk

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APR 19 2013

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
APR 18 2013	
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): 47-00044B

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 18, 2013, with sufficient first-class postage prepaid to the following:

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

STATE OF IDAHO DEPT OF LANDS

Represented by:

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

UNITED STATES OF AMERICA

Represented by:

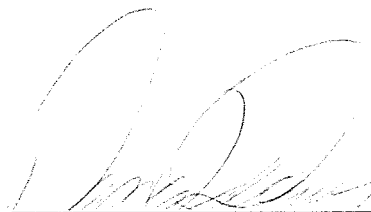
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CERTIFICATE OF MAILING

PAGE 1
04/18/13

DEVIL CREEK RANCH INC
C/O RONDA K MACAW, PRESIDENT
5594 S BASALT AVE
BOISE, ID 83716
Phone: 208-336-6527

DEVIL CREEK RANCH INC
5594 S BASALT AVE
BOISE, ID 83716
Phone: 208-336-6527



DIANA R DELANEY
Deputy Clerk