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MAY 14 2014
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 13 2014	
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 FACT AND CONCLUSIONS OF LAW WATER RIGHT NO.: 37-7268
	)	
Case No. 39576	)	
	)	
	)	

I. FINDINGS OF FACT

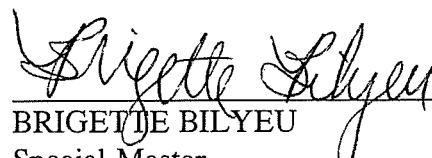
A late claim was filed for this water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report for Late Claims* contained a recommendation for the elements of this water right.

On March 20, 2014, an *Objection* was filed by the Alton & Paula Huyser Trust Under Trust Agreement Dated 4-1-2001. A *Withdrawal of Objections and Motion to File Late Objections* was filed on May 7, 2014, prior to the filing of any responses. There was no opposition to the withdrawal of the *Objection*. The court issued an *Order Dismissing Objection*. (May 7, 2014). There are no unresolved objections remaining in this subcase. This water right will be recommended consistent with the *Late Claims Director's Report*.

II. CONCLUSIONS OF LAW

Based on the file and record herein, IT IS RECOMMENDED that this water right be decreed with the elements set forth in the attached *Special Master's Recommendation for Partial Decree*.

DATED: May 13, 2014.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

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

MAY 13 2014

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
 Case No. 39576)
 _____)
 Water Right 37-07268

NAME AND ADDRESS: THE ALTON & PAULA HUYSER TRUST
 ALTON L HUYSER, TRUSTEE
 PAULA J HUYSER, TRUSTEE
 PO BOX 741
 SHOSHONE, ID 83352

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**DEPARTMENT OF
 WATER RESOURCES**

SOURCE: GROUND WATER

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

QUANTITY: 3.06 CFS
 612.00 AFY

The rights listed below are limited to a total combined diversion rate of 6.28 cfs and to a total combined annual diversion volume of 1956.0 AF. Combined Right Nos.: 37-7268, 37-7454, 37-7602 and 37-8679.
 Right Nos. 37-7268, 37-7454 and 37-7602 are limited to a total combined diversion rate of 6.20 cfs.
 Right Nos. 37-7268 and 37-7454 are limited to a total combined diversion rate of 5.09 cfs.

PRIORITY DATE: 08/23/1973

POINT OF DIVERSION: T06S R19E S30 NWNE Within Lincoln County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	3.06 CFS
			612.00 AFY

PLACE OF USE:	Irrigation	Within Lincoln County
	T06S R19E S19 LOT 7 (NESW) 32.0	LOT 8 (NWSW) 31.0
	LOT 11 (SWSW) 18.0	LOT 12 (SESW) 36.0
	S30 NENE 32.0	NWNE 39.0
	SWNE 40.0	LOT 1 (NENW) 39.0
	LOT 2 (NWNW) 32.0	LOT 5 (SNNW) 4.0
	LOT 6 (SENW) 40.0	LOT 7 (NESW) 40.0
	LOT 12 (SESW) 33.0	NWSE 40.0
	SWSE 33.0	
	489.0 Acres Total	

This right is limited to the irrigation of 153 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 489.0 acres in a single irrigation season. Combined Right Nos.: 37-7268, 37-7454, 37-7602 and 37-8679.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS