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SEP 17 1996

Department of Water Resources

SEP 17 1996
DISTRICT COURT
TWIN FALLS

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

Subcase: 36-11229

Case No. 39576

AMENDED PRELIMINARY
SPECIAL MASTER'S REPORT

Findings of Fact

John and Mildred Hansen, 1892 E, 800 S, Hazelton, Idaho 83335, filed their *Notice of Claim to a Water Right* on April 10, 1989, claiming .04 cfs of groundwater for domestic and stockwater uses based on beneficial use. On November 2, 1992, the Director of the Idaho Department of Water Resources filed his *Director's Report for Reporting Area 2 (Basin 36)* recommending the claim as stated, but omitted one of the places of use.

The United States of America, Department of the Interior, Bureau of Land Management, filed its *Objection* on April 30, 1993, objecting to place of use and other. The Director's *Response to Objection* filed August 16, 1993, proposed to correct the legal description of place of use. On March 6, 1995, the claimants, the United States and IDWR filed a *Standard Form 5*.

A *Preliminary Special Master's Report and Recommendation* was entered on May 29, 1996, and IDWR lodged its *Review of Preliminary Special Master's Report* on June 14, 1996, concerning quantity and purpose of use.

Conclusions of Law

The claimants are entitled to a partial decree adjudicating their water right under claim 36-112229 as described in the *Standard Form 5* and the *Preliminary Special Master's Recommendation for Partial Decree for Water Right 36-11229*.

DATED September 16, 1996.


TERRENCE A. DOLAN
Special Master, Reporting Area 3
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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In Re SRBA)
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Case No. 39576)
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PRELIMINARY

SEP 16 PM 10:01
SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 36-11229
[Signature]

NAME & ADDRESS: MILDRED L HANSEN
JOHN V HANSEN
1892 E 800 S
HAZELTON ID 83335

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/30/1964

POINT OF DIVERSION: T09S R20E S30 SESESE Within JEROME County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.03 CFS
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE:	STOCKWATER	Within JEROME County
	T09S R20E S30	SESE
	DOMESTIC	Within JEROME County
	T09S R20E S30	SESE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: 9-16-96

[Signature]

TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication