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Department of Water Resources

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DEPARTMENT OF WATER RESOURCES
SNAKE RIVER BASIN ADJUDICATION
FILED

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: 36-12691

Case No. 39576

)
) AMENDED PRELIMINARY
) SPECIAL MASTER'S REPORT
)
)

Findings of Fact

Tim and Deelyn Dudley, Route 3, Box 90A, Rupert, Idaho 83350, filed their *Notice of Claim to a Water Right* on September 26, 1989, claiming .04 cfs of groundwater for domestic use 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 filed.

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. The Director's *Response to Objection*, filed August 31, 1993, proposed correcting the legal description of the place of use. On January 5, 1995, the Dudleys, 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 7, 1996, concerning purpose of use.

Conclusions of Law

The Dudleys are entitled to a partial decree adjudicating their water right under claim 36-12691 as described in the *Standard Form 5* and the *Preliminary Special Master's Recommendation for Partial Decree for Water Right 36-12691*.

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
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PRELIMINARY

SEP 16 PM 4:19
SPECIAL MASTER'S-RECOMMENDATION FOR
PARTIAL DECREE FOR TWIN FALLS SRBA
Water Right 36-12691

NAME & ADDRESS: DEELYN DUDLEY
TIM G DUDLEY
RT 3 BOX 90 A
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/15/1982

POINT OF DIVERSION: T08S R24E S33 SESWSW Within MINIDOKA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within MINIDOKA County
T08S R24E S33 SWSW

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


TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication