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Department of Water Resources

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DIST. CT COURT-ETWA
TWIN FALLS CO. IDAHO
FILED DL

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: 36-15396
	)	
Case No. 39576	)	PRELIMINARY SPECIAL
	)	MASTER'S REPORT
	)	
_____	)	

Findings of Fact

The United States of America, Department of the Interior, Bureau of Land Management, filed its *Notice of Claim to a Water Right* claiming .3 afy from an unnamed stream and reservoir for stockwater and wildlife storage 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 disallowal.

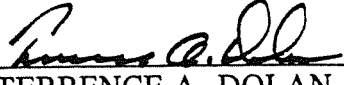
The United States filed its *Objection* on April 30, 1993, objecting to quantity, priority date, points of diversion, purposes of use, period of year, place of use, water right recommendation and other. The Director's *Response to Objection*, filed August 24, 1993, proposed no changes to the recommendation.

On May 15, 1995, the United States and IDWR filed a *Standard Form 5*.

Conclusions of Law

The United States is entitled to a partial decree adjudicating its water right under claim 36-15396 as described in the *Standard Form 5* and the *Preliminary Special Master's Recommendation for Partial Decree for Water Right 36-15396*.

DATED September 19, 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

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In Re SRBA)
Case No. 39576)
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)
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PRELIMINARY

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR DISTRICT COURT-SEDA
TWIN FALLS CO. IDAHO
Water Right 36-15396
FILED *[Signature]*

NAME & ADDRESS: UNITED STATES OF AMERICA, ACTING THROUGH
US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
3380 AMERICANA TERRACE
BOISE ID 83706

SOURCE: BUNTING RESERVOIR TRIBUTARY: SINKS

QUANTITY: 0.8 AFY

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

PRIORITY DATE: 02/19/1971

POINT OF DIVERSION: T05S R24E S27 SESWSW Within MINIDOKA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER STORAGE	01-01 12-31	0.7 AFY
	STOCKWATER FROM STORAGE	01-01 12-31	0.7 AFY
	WILDLIFE STORAGE	01-01 12-31	0.1 AFY
	WILDLIFE FROM STORAGE	01-01 12-31	0.1 AFY

PLACE OF USE:	STOCKWATER STORAGE	Within MINIDOKA County
	T05S R24E S27	SWSW
	STOCKWATER FROM STORAGE	Within MINIDOKA County
	T05S R24E S27	SWSW
	WILDLIFE STORAGE	Within MINIDOKA County
	T05S R24E S27	SWSW
	WILDLIFE FROM STORAGE	Within MINIDOKA County
	T05S R24E S27	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: 9-20-96

[Signature]
TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

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DISTRICT COURT - 5th
TWIN FALLS CO. IDAHO
FILED *DL*

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): 36-15396

CERTIFICATE OF MAILING

I certify that a true and correct copy of PRELIMINARY SPECIAL MASTER'S REPORT, PRELIMINARY SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF PRELIMINARY SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on September 20, 1996, with sufficient first-class postage prepaid to the following:

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

CLIVE STRONG
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720

CHIEF, NTRL RESOURCES DIV
OFFICE OF THE ATTORNEY GENERAL
PO BOX 44449
BOISE, ID 83711-4449

K. JACK HAUGRUD
U.S. DEPARTMENT OF JUSTICE
550 WEST FORT STREET, MSC 033
BOISE, ID 83724-0663

Debbie Lash

DEBBIE LASH

CERTIFICATE OF MAILING

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09/20/96

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DISTRICT COURT-SRBA
TWIN FALLS, IDAHO

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)
_____)

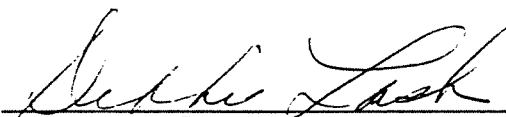
NOTICE OF ISSUANCE OF
PRELIMINARY SPECIAL MASTER'S
REPORT AND RECOMMENDATION

Water Right(s): 36-15396

On September 20, 1996, Special Master TERRENCE A. DOLAN issued a PRELIMINARY SPECIAL MASTER'S REPORT and a PRELIMINARY SPECIAL MASTER'S RECOMMENDATION pursuant to SRBA Administrative Order 1 sections 11 (e) and (f).

These documents are served only on parties to the subcase. They are not served on the Presiding Judge. Parties to this subcase may file a Motion for Reconsideration or a Motion to Correct Clerical Errors with the Special Master, but must do so before October 04, 1996.

DATED September 20, 1996.


DEBBIE LASH
Deputy Clerk