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SEP 25 1996

Department of Water Resources

SEP 24 PM 1:49

DISTRICT COURT-SREA
TWIN FALLS CO. IDAHO
FILED JL

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: 36-04036
	)	
Case No. 39576	)	PRELIMINARY SPECIAL
	)	MASTER'S REPORT
	)	

Findings of Fact

Franklin and Donna Ruffing filed their *Notice of Claim to a Water Right* on August 17, 1988, claiming 3.2 cfs of groundwater for irrigation of 160 acres based on a statutory claim. On November 2, 1992, the Director of the Idaho Department of Water Resources filed his *Director's Report for Reporting Area 2 (Basin 36)* stating that no lawful appropriation was shown.

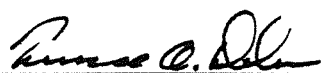
Robert J. Meyers, 3024 Woodridge Drive, Twin Falls, Idaho 83301, filed an *Objection* on December 21, 1992, objecting to the water right being disallowed. The Director's *Response to Objection*, filed September 10, 1993, proposed no changes to the recommendation.

Mr. Meyers filed a *Standard Form 3* on March 30, 1995, as the new claimant/purchaser. On March 31, 1995, counsel for Mr. Meyers and IDWR filed a *Standard Form 5*.

Conclusions of Law

Robert J. Meyers is entitled to a partial decree adjudicating his water right under claim 36-04036 as described in the *Standard Form 5* and the *Preliminary Special Master's Recommendation for Partial Decree for Water Right 36-04036*.

DATED September 23, 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

SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR

Water Right 36-04036

FILED
DISTRICT COURT-SREA
TWIN FALLS, IDAHO
SEP 24 PM 1:47

NAME & ADDRESS: ROBERT J MEYERS
3024 WOODRIDGE DR
TWIN FALLS ID 83301

SOURCE: GROUNDWATER

QUANTITY: 1.48 CFS
296.0 AFY

PRIORITY DATE: 05/01/1962

POINT OF DIVERSION: T09S R14E S03 LOT 1 (NENENE)

Within GOODING County

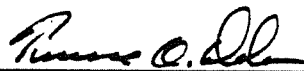
PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
IRRIGATION

PERIOD OF USE	QUANTITY
Irrigation Season	1.48 CFS
	296.0 AFY

PLACE OF USE: IRRIGATION Within GOODING County
T09S R14E S03 Lot 1 (NENE) 37.0
74.0 ACRES TOTAL SENE 37.0

CONSUMPTIVE USE: 222.0 AFY

DATED: 9-23-96


TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

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In Re SRBA)
Case No. 39576)
_____)

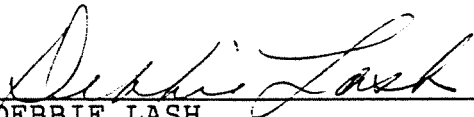
NOTICE OF ISSUANCE OF
PRELIMINARY SPECIAL MASTER'S
REPORT AND RECOMMENDATION

Water Right(s): 36-04036

On September 24, 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 08, 1996.

DATED September 24, 1996.


DEBBIE LASH
Deputy Clerk

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TWIN FALLS CO. IDAHO
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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)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s): 36-04036

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 24, 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

J DEE MAY
PO BOX 1846
TWIN FALLS, ID 83303

ROBERT J. MEYERS
3024 WOODRIDGE DRIVE
TWIN FALLS, ID 83301

CERTIFICATE OF MAILING

Debbie Lash PAGE 1
DEBBIE LASH 09/24/96
Deputy Clerk