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Department of Water Resources

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DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED PL

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: 36-07202

Case No. 39576

)
) PRELIMINARY SPECIAL
) MASTER'S REPORT
)
)

Findings of Fact

Parliament Partners filed its *Notice of Claim to a Water Right* on March 7, 1990, claiming .06 cfs of groundwater for industrial, fire protection and domestic purposes and to irrigate 1 acre based on a license. 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, but with Jerome Holding Co., Inc., as the claimant.

Thomas A. Miller filed an *Objection* on April 28, 1993, objecting to points of diversion and remarks. The Director's *Response to Objection*, filed August 31, 1993, proposed correcting an error in the point of diversion and listing the claimant as 35 Lake Avenue A Limited Partnership.

On January 12, 1994, the Jerome Holding Co., Inc., c/o Spears Manufacturing, 15853 Olden Street, Sylmar, California 91342, filed a *Standard Form 3* as the new claimant/purchaser. On April 19, 1995, counsel for the Jerome Holding Co., Inc., and IDWR filed a *Standard Form 5*.

Conclusions of Law

The Jerome Holding Co., Inc., is entitled to a partial decree adjudicating its water right under claim 36-07202 as described in the *Standard Form 5* and the *Preliminary Special Master's Recommendation for Partial Decree for Water Right 36-07202*.

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

1996 SEP 24 PM 2:03
SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 36-07202

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

NAME & ADDRESS: JEROME HOLDING CO INC
C/O SPEARS MANUFACTURING
15853 OLDEN ST
SYLMAR CA 91342

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS
43.4 AFY

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

PRIORITY DATE: 08/06/1971

POINT OF DIVERSION: T08S R17E S30 SWNESW Within JEROME County

2 POINTS OF DIVERSION LOCATED IN T08S, R17E, S 30, SWNESW.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.02 CFS
			4.0 AFY
	INDUSTRIAL	01-01 12-31	0.06 CFS
			43.4 AFY
	DOMESTIC 1 HOME	01-01 12-31	0.06 CFS
	FIRE PROTECTION	01-01 12-31	0.06 CFS

INDUSTRIAL USE IS FOR PLASTIC PIPE MANUFACTURING.

PLACE OF USE:	IRRIGATION	Within JEROME County
	T08S R17E S30	NESW 1.0
	1.0 ACRES TOTAL	
	INDUSTRIAL	Within JEROME County
	T08S R17E S30	NESW
	DOMESTIC	Within JEROME County
	T08S R17E S30	NESW
	FIRE PROTECTION	Within JEROME County
	T08S R17E S30	NESW

CONSUMPTIVE USE: 3.0 AFY

THE CONSUMPTIVE USE VOLUME IS ONLY FOR THE IRRIGATION PORTION
OF THIS WATER RIGHT.

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

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

SPECIAL MASTER'S RECOMMENDATION

DATED: 9-23-96



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

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

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s): 36-07202

CERTIFICATE OF MAILING

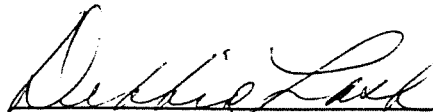
I certify that a true and correct copy of PRELIMINARY SPECIAL MASTER'S REPORT, PRELIMINARY SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF PRELIMINARY SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on September 24, 1996, with sufficient first-class postage prepaid 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

THOMAS A MILLER
PO BOX 1617
BOISE, ID 83701


DEBBIE LASH
Deputy Clerk

CERTIFICATE OF MAILING

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09/24/96