

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUN 11 2024

By _____
Clerk
Deputy Clerk

**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 _____)))))))	SPECIAL MASTER’S REPORT AND RECOMMENDATION; FINDINGS OF FACT AND CONCLUSIONS OF LAW WATER RIGHT NO.: 31-12495
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I. FINDINGS OF FACT


A notice of claim was filed for this water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director’s Report* contained a recommendation for the elements of this water right.

An *Objection* was filed by the United States Bureau of Land Management on July 26, 2022. A *Standard Form 5* was filed on April 3, 2024. All parties to the subcase and IDWR are signatories to the *Standard Form 5*. The parties stipulated that this water right should be disallowed and not be included in any partial decree.

II. CONCLUSIONS OF LAW

Based on the file and record herein, IT IS RECOMMENDED that this water right **not be confirmed** in any partial or final decree.

DATED: June 11, 2024.



 BRIGETTE BILYEU
 Special Master
 Snake River Basin Adjudication

THE UNIVERSITY OF CHICAGO
DIVISION OF THE PHYSICAL SCIENCES
DEPARTMENT OF CHEMISTRY
5708 SOUTH CAMPUS DRIVE
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In Re SRBA)
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NOTICE OF ISSUANCE OF
 SPECIAL MASTER'S
 RECOMMENDATION


Water Right(s) : 31-12495

On June 11, 2024, Special Master BRIGETTE BILYEU issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (A01), Section 13a.

Pursuant to SRBA Administrative Order 1 (A01), Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED June 11, 2024.



 JANET CONNELL
 Deputy Clerk

DISTRICT COURT - SRBA
 Fifth Judicial District
 County of Twin Falls - State of Idaho

JUN 11 2024

By _____ Clerk
 _____ Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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)
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 _____)

CERTIFICATE OF MAILING

Water Right(s): 31-12495

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on June 11, 2024, with sufficient first-class postage prepaid to the following:

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

HAGENBARTH LAND IDAHO LP
 Represented by:
 JOHN M MARSHALL
 JOHN M MARSHALL LAW PLLC
 575 W BANNOCK ST STE B
 PO BOX 2297
 BOISE, ID 83701
 Phone: 208-991-2701

UNITED STATES OF AMERICA
 Represented by:
 U S DEPARTMENT OF JUSTICE
 ENVIRO & NAT'L RESOURCES DIV
 550 WEST FORT STREET, MSC 033
 BOISE, ID 83724

CERTIFICATE OF MAILING

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 06/11/24
Janet Connell
 JANET CONNELL
 Deputy Clerk

