

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 29 2004	
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	)	SUBCASES: 65-01151, 65-01317, 65-2138,
	)	65-2532A, 65-02540, 65-02869, 65-03803B,
	)	65-07833, 65-10747, 65-10748, 65-10749,
	)	65-11393A and 65-12751
Case No. 39576	)	
_____	)	CERTIFICATE OF MAILING

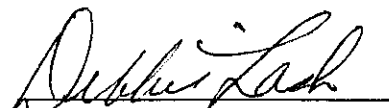
I certify that a true and correct copy of the SPECIAL MASTER'S REPORT AND RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER' REPORT AND RECOMMENDATION were mailed June 29, 2004, with sufficient first-class postage prepaid to the following:

Director of IDWR
P O Box 83720
Boise, Idaho 83720-0098

United States of America
USDI BLM
550 West Fort Street, MSC 033
Boise, Idaho 83724

Jack Riddlemoser
1905 Garrison Lane
Kuna, Idaho 83634

DR & J Investments Limited PA
8973 W State St
Boise, Idaho 83703-1729


Deputy Clerk

By _____ Clerk
_____ Deputy Clerk

In Re SRBA	)	SUBCASES: 65-01151, 65-01317, 65-2138,
	)	65-2532A, 65-02540, 65-02869, 65-03803B,
	)	65-07833, 65-10747, 65-10748, 65-10749,
	)	65-11393A and 65-12751
Case No. 39576	)	
	)	NOTICE OF ISSUANCE

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

JUN 29 2004

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 65-02138

NAME AND ADDRESS: D R & J INVESTMENTS LIMITED PA
8973 W STATE ST
BOISE, ID 83703-1729

SOURCE: PETERSON GULCH CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.40 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 4.5 AF PER ACRE AT FIELD
HEADGATE. COMBINED RIGHT NOS.: 65-11393A, 65-10748, 65-01317,
65-01151, 65-10749, 65-02532A, 65-02540, 65-10747, 65-02869
65-22775, 65-22778.

PRIORITY DATE: 05/22/1912

POINT OF DIVERSION: T07N R02E S35 SESE Within Boise County

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.40 CFS

PLACE OF USE:	Irrigation		Within Boise County
	T06N R02E S02 LOT 4	(NWNW) 14.0	SWNW 6.3
		SESW 16.0	NESW 0.1
	T07N R02E S23	SESW 6.0	LOT 7 (NWSE) 1.4
		SWSE 28.5	SESE 3.0
	S26	NENE 28.0	NWNE 39.0
		SWNE 38.0	SENE 3.5
		NENW 19.0	SESW 21.1
		NESW 19.6	SESW 18.0
		NWSE 28.0	SWSE 8.3
	S34	SENE 13.9	NESE 39.0
		NWSE 3.8	SWSE 1.6
		SESE 34.0	
	S35	NENW 4.4	SWNW 20.5
		NWSW 34.0	SWSW 28.0
	477.0 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 20 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 477 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-11393A, 65-10748,
65-01317, 65-01151, 65-10749, 65-02532A, 65-02540, 65-10747,
65-02869, 65-22775, 65-22778.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

