

2005 SEP 27 AM 8 53

FOR WATER RIGHT 65-7461

Page 1

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED *AL*

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 65-07461

2005 SEP 27 AM 8 53

NAME AND ADDRESS: GEORGE E COLWELL
3990 HWY 52
PAYETTE, ID 83661

CHERYL F COLWELL
3990 HWY 52
PAYETTE, ID 83661-0251

SOURCE: PAYETTE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 5.90 CFS
2330.00 AFY

PRIORITY DATE: 04/08/1975

POINT OF DIVERSION: T08N R04W S21 LOT 4 (NWNW) (Rediversion) Within Payette County
S22 LOT 6 (SWSW) (Injection)
S35 SWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	5.90 CFS 2330.00 AFY

PLACE OF USE:	Irrigation	Within Payette County
	T08N R04W S17	LOT 1 (SWSE) 6.0
	S19 LOT 1 (NENE) 3.0	
	S20 LOT 7 (NENE) 8.0	LOT 7 (NWNE) 3.0
	LOT 1 (SENE) 2.0	NENW 4.0
	LOT 6 (NWNW) 36.0	LOT 6 (SWNW) 14.0
	SENW 7.0	
	S21 LOT 2 (SWNE) 1.0	LOT 4 (NWNW) 6.0
	LOT 5 (SENE) 12.0	LOT 1 (NESE) 1.0
	SWSE 17.0	LOT 8 (SESE) 17.0
	S27 NENW 1.0	SENW 9.0
	152.0 Acres Total	

Rights 65-11211, 65-11261, and 65-07461 when combined shall not
exceed the irrigation of 152 acres.

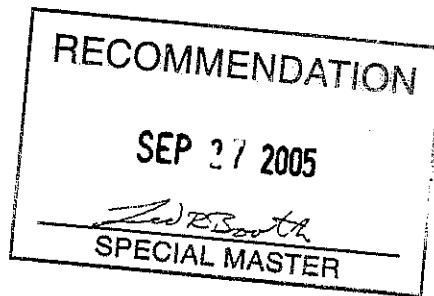
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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



CERTIFICATE OF MAILING

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
SEP 27 2005

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

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

Dana Hofstetter
608 West Franklin Street
Boise, Idaho 83702

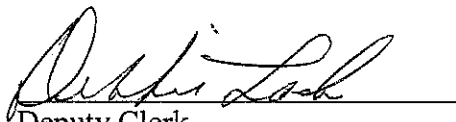

Deputy Clerk

NOTICE OF ISSUANCE

On September 27, 2005, Special Master Theodore R Booth issued an Amended Special Master's Report and Recommendation to the above listed subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, 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.


Deputy Clerk