

2005 OCT 6 PM 3 37

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

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 25-07068

2005 OCT 6 PM 3 37

NAME AND ADDRESS: DIANE P SCHWENDIMAN
VAL E SCHWENDIMAN
9633 E HWY 33
NEWDALE, ID 83436

SOURCE: GROUND WATER

QUANTITY: 1.56 CFS
662.20 AFY

USE OF THIS RIGHT WITH RIGHT NO. 25-2123 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2376 AF.

THE RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 9.06 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 2432 AF. COMBINED RIGHT NOS.: 25-2123,
25-7068, AND 25-14164.

PRIORITY DATE: 04/21/1975

POINT OF DIVERSION: T03N R40E S09 NWNW Within Bonneville County
 NWNW

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.56 CFS 662.20 AFY

PLACE OF USE:	Irrigation		Within Bonneville County
	T03N R40E S08	NENE 38.0	SENE 37.0
		NESE 40.0	SESE 40.0
	S09	NWNW 34.0	SWNW 40.0
		SENW 40.0	NESW 40.0
		NWSW 40.0	SWSW 40.0
		SESW 40.0	
	S16	NENW 40.0	NWNW 40.0
		SWNW 33.0	SENW 26.0
	S17	NENE 40.0	
	608.0 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 594 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 608 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 25-2123, 25-7068, AND 25-14164.

USE OF THIS RIGHT WITH RIGHT NO. 25-2123 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 594 ACRES IN A SINGLE
IRRIGATION SEASON.

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).

RECOMMENDATION

OCT 06 2005

Dianna Schwan
SPECIAL MASTER

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

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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)
Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

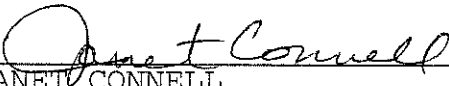
Water Right(s): 25-07068

On October 06, 2005, 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, 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 October 06, 2005.



JANET CONNELL
Deputy Clerk

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In Re SRBA)
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_____)

CERTIFICATE OF MAILING

Water Right(s): 25-07068

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 October 06, 2005, with sufficient first-class postage prepaid to the following:

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

DIANE P SCHWENDIMAN
VAL E SCHWENDIMAN
9633 E HWY 33
NEWDALE, ID 83436
Phone: 208-458-4261


JANET CONNELL
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
10/06/05