

In Re SRBA)
Case No. 39576)
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**SPECIAL MASTER'S REPORT
FINDINGS OF FACT AND
CONCLUSIONS OF LAW
FOR WATER RIGHT 85-02059**

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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

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED 10

2005 OCT 26 AM 11 35

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 85-02059

NAME AND ADDRESS: MONTY WAYNE WALTON
614 LAPWAI RD
LEWISTON, ID 83501

SOURCE: LINDSAY CREEK TRIBUTARY: CLEARWATER RIVER

QUANTITY: 0.12 CFS

PRIORITY DATE: 08/27/1920

POINT OF DIVERSION: T35N R05W S05 LOT 1 (NENE) Within Nez Perce County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.12 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:	Irrigation	Within Nez Perce County
	T35N R05W S05 LOT 1 (NENE) 2.2	
	T36N R05W S32 SESE 2.5	
	4.7 Acres Total	
Stockwater	Within Nez Perce County	
	T35N R05W S05 LOT 1 (NENE)	
	T36N R05W S32 SESE	

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

RECOMMENDATION

OCT 26 2005

Red Booth
SPECIAL MASTER

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Water Right(s) : 85-02059

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10/26/05
DEBBIE LASH
Deputy Clerk

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