

DEPARTMENT OF
WATER RESOURCES

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

FEB 11 2010

By _____ Clerk

Deputy Clerk

In Re SRBA
Case No. 39576

WATER RIGHT NO.: 27-10903

Brigitte Bilyeu
BRIGITTE BILYEU, Special Master
Snake River Basin Adjudication

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 27-10903

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
FEB 11 2010
By _____ Clerk Deputy Clerk

NAME AND ADDRESS: CEDAR CREEK GRAZING ASSN
C/O KATHY AND RULON JONES
PO BOX 472
FIRTH, ID 83236

SOURCE: CEDAR CREEK TRIBUTARY: BLACKFOOT RIVER
COLE CREEK TRIBUTARY: CEDAR CREEK
MINER CREEK TRIBUTARY: BLACKFOOT RIVER
UNNAMED STREAM TRIBUTARY: CEDAR CREEK

QUANTITY: 0.02 CFS
6.30 AFY

The quantity of water under this right shall not exceed 13,000
gallons per day.
Right Nos. 27-10903 and 27-10904 are limited to a total combined
annual diversion volume of 6.3 AF.

PRIORITY DATE: 01/01/1967

POINT OF DIVERSION: T02S R38E S25 NENENE (Instream Beginning Point) Within Bingham County
SESENE (Instream Beginning Point)
SWSWNW (Instream Ending Point)
R39E S21 SESW
S30 LOT 3 (NENWSW) (Instream Ending Point)
S31 NWSENE (Instream Beginning Point)
NESENW (Instream Beginning Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	05-15 TO 11-01	0.02 CFS 6.30 AFY

PLACE OF USE:	Stockwater	Within Bingham County
	T02S R38E S25	NENE SWNE SENE SWNW SENW NESE NWSE SESE R39E S21 SESW S30 LOT 3 (NWSW) SESW SWSE S31 NENE SENE NENW LOT 1 (NWNW) SENW

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
FEB 11 2010
<i>Ligette Lilley</i> 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.

Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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FEB 12 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
FEB 11 2010
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)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

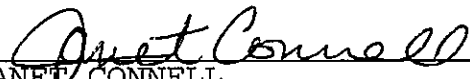
Water Right(s): 27-10903

On February 11, 2010, Special Master BRIGETTE BILYEU issued a SPECIAL MASTER'S RECOMMENDATION for the above 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.

DATED February 11, 2010.


JANET CONNELL
Deputy Clerk

RECEIVED

FEB 12 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
FEB 11 2010
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)
_____)

CERTIFICATE OF MAILING

Water Right(s) : 27-10903

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 February 11, 2010, with sufficient first-class postage prepaid to the following:

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

SHOSHONE-BANNOCK TRIBES
Represented by:
JEANETTE WOLFLEY
SPECIAL COUNSEL
SHOSHONE-BANNOCK TRIBE
202 N ARTHUR
POCATELLO, ID 83202
Phone: 208-232-1922

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

CERTIFICATE OF MAILING

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02/11/10

CEDAR CREEK GRAZING ASSN
C/O KATHY AND RULON JONES
PO BOX 472
FIRTH, ID 83236

RULON JONES
3985 N 3775 E
LIBERTY, UT 84310
Phone: 801-745-4101



JANET CONNELL
Deputy Clerk