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**DEPARTMENT OF
WATER RESOURCES**

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT - 7 2010	
By _____	Clark
_____	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 45-4085, et al.
	)	(see list of 21 subcases attached)
	)	(City of Burley)
Case No. 39576	)	
	)	SPECIAL MASTER REPORT
	)	AND RECOMMENDATION

Findings of Fact

The Director of the Idaho Department of Water Resources filed his *Director's Report for Irrigation and Other, Reporting Area 10, IDWR Basin 45* on September 7, 2004. The Director recommended 18 of the 21 claims (except 45-4086, 45-13895 and 45-14083) to the City of Burley, P.O. Box 1090, Burley, Idaho, 83318, for between .12 cfs and 3.56 cfs from groundwater for irrigation or municipal use in Cassia County with priority dates between December 31, 1926, and February 15, 1980, based on beneficial use or licenses.

45-4086 – the Director recommended claim 45-4086 be disallowed: “Forfeited / abandoned due to the claimed facilities are now served by the municipal culinary system.” On October 1, 2010, the City, with IDWR’s concurrence, filed a *Standard Form 5* agreeing the claim should be disallowed.

45-13895 – on September 30, 2008, IDWR filed its *Amended Director's Report* stating the claim “originates from the amendment of water right 45-4097”, but was recommended as “amendment of claim 45-4096 as rights 45-4096 and 45-13895.” Claim 45-13895 was then recommended for .67 cfs from groundwater for municipal use with a priority date of October 30, 1926, based on beneficial use.

45-14083 – the City of Burley was granted leave to file late claim 45-14083 on August 20, 2008, and the Director filed his *Report* on September 30, 2008. The Director recommended the claim or 1.34 cfs from groundwater for municipal use with a priority date of March 31, 1939, based on beneficial use. The City filed its *Objection* on October 28, 2008, objecting to point of diversion, period of year and place of use.

On October 1 and 6, 2010, the City, with IDWR's concurrence, filed *Standard Forms 5* in all of the above subcases.

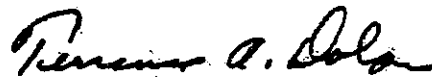
Conclusions of Law

1. The City of Burley is entitled to partial decrees adjudicating water rights as described in the *SF-5s* and the attached 20 *Special Master Recommendations for Partial Decrees for Water Right*; and
2. The City is **not** entitled to a water right for claim 45-4086 as agreed to by the City.

Recommendation

THEREFORE, IT IS RECOMMENDED that claim 45-4086 be **disallowed**.

DATED October 7, 2010.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

CITY OF BURLEY

Subcase Nos:

45-04085
45-04086
45-04087
45-04089
45-04090
45-04091
45-04092
45-04093
45-04094
45-04095
45-04096
45-04097
45-04098
45-04099
45-07092
45-07114
45-07269
45-07436
45-11133
45-13895
45-14083

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 45-04085

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.89 CFS
280.00 AFY

PRIORITY DATE: 12/31/1959

POINT OF DIVERSION: T10S R23E S22 LOT 1 (SWSWSW) Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	03-15 TO 11-15	0.89 CFS 280.00 AFY

PLACE OF USE:
PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF BURLEY
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW.

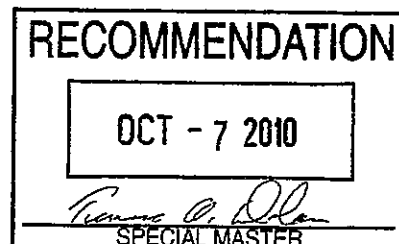
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

Eric J. Wildman
Presiding Judge of the
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 45-04087

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.12 CFS
22.00 AFY

PRIORITY DATE: 06/01/1940

POINT OF DIVERSION: T10S R23E S28 NWNE Within Cassia County
NENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	03-15 TO 11-15	0.12 CFS 24.00 AFY

PLACE OF USE:
PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF BURLEY
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW.

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

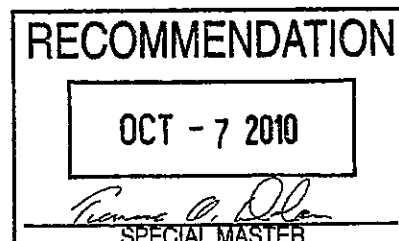
TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE WEST WELL
LOCATED IN T10S, R23E, S28, SENENW.

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).

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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)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 45-04089

NAME AND ADDRESS: CITY OF BURLEY
PO BPX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.23 CFS

PRIORITY DATE: 05/31/1947

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
 S20 SWNE Within Cassia County
 SWNW
 SENE
 NWSW
 SWSE
 SWSE
 SWSE
 SWSE
 SENE
 NENW
 SWNW
 SENE
 SENE
 SENE

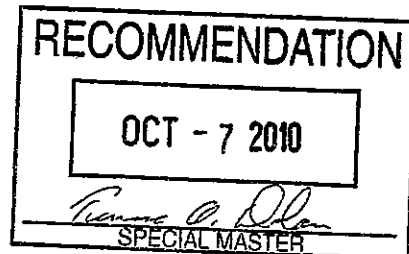
PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Municipal 01-01 TO 12-31 1.23 CFS

PLACE OF USE:
Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE SNOW WELL #9
LOCATED IN T10S, R23E, S20, SESENE.

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).



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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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 45-04090

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 2.01 CFS

PRIORITY DATE: 04/01/1943

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
S20 SWNE Within Cassia County
SWNW
SENW
NWSW
SWSE
SWSE
SWSE
SWSE
S29 SENE
NENW
SWNW
S30 SENE
SENE
S32 SENE

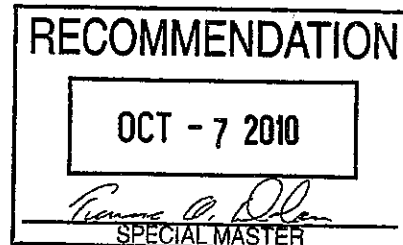
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	2.01 CFS

PLACE OF USE:
Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE NORTHSIDE PARK
WELL #8 LOCATED IN T10S, R23E, S20, SESENW.

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).



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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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 45-04091

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.72 CFS

PRIORITY DATE: 04/01/1955

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
S20 SWNE Within Cassia County
SWNE
SENE
NWSW
SWSE
SWSE
SWSE
S29 SENE
NENW
SWNW
S30 SENE
SENE
S32 SENE

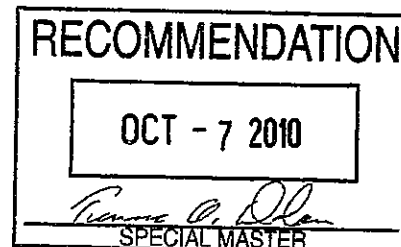
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	1.72 CFS

PLACE OF USE:
Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE LARSEN WELL
LOCATED IN T10S, R23E, S20, NESWNW.

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
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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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 45-04092

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.34 CFS

PRIORITY DATE: 04/01/1928

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
S20 SWNE Within Cassia County
SWNW
SENW
NWSW
SWSE
SWSE
SWSE
SWSE
S29 SENE
NENW
SWNW
S30 SENE
SENE
S32 SENE

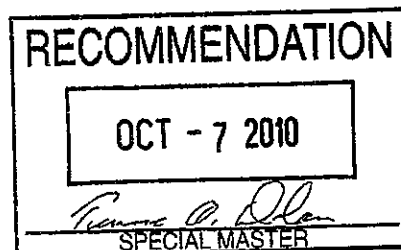
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	1.34 CFS

PLACE OF USE:
Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE DRAKE WELL OR
IRRIGATION WELL #6 LOCATED IN T10S, R23E, S20, NWNWSW.

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).



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In Re SRBA) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 45-04093

PAGE 1
Oct-06-2010

RULE 54(b) CERTIFICATE

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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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 45-04094

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.66 CFS

PRIORITY DATE: 12/31/1949

POINT OF DIVERSION:	T10S R23E S17	NENW	Within Minidoka County
	S20	SWNE	Within Cassia County
		SWNW	
		SENW	
		NWSW	
		SWSE	
		SWSE	
		SWSE	
	S29	SENE	
		NENW	
		SWNW	
	S30	SENE	
		SENE	
	S32	SENE	

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	1.66 CFS

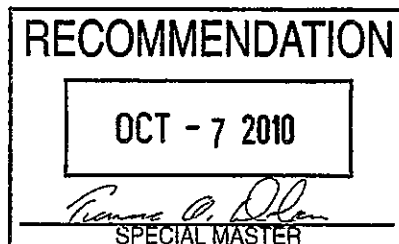
PLACE OF USE:

Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE CARLSON WELL
ALSO KNOWN AS THE IRRIGATION WELL #4 LOCATED IN T10S, R23E, S29,
NWSWNW.

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).



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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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 45-04095

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.11 CFS

PRIORITY DATE: 04/01/1917

POINT OF DIVERSION:	T10S R23E S17	NENW	Within Minidoka County
	S20	SWNE	Within Cassia County
		S21	
		S22	
		S23	
		S24	
		S25	
		S26	
		S27	
	S29	SENE	
		NENW	
		S28	
	S30	SENE	
		SENE	
	S32	SENE	

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	1.11 CFS

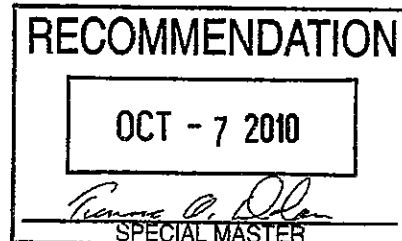
PLACE OF USE:

Place of use is within the service area of the City of Burley municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE HOGAN WELL ALSO KNOWN AS THE IRRIGATION WELL #5 LOCATED IN T10S, R23E, S29, NENWNE.

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).



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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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 45-04096

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.34 CFS

PRIORITY DATE: 12/31/1917

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
S20 SWNE Within Cassia County
SWNW
SENW
NWSW
SWSE
SWSE
SWSE
SWSE
S29 SENE
NENW
SWNW
S30 SENE
SENE
S32 SENE

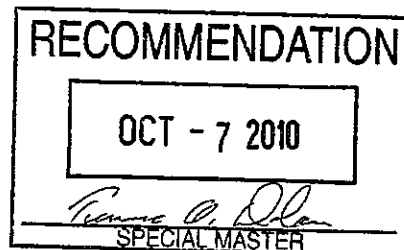
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	1.34 CFS

PLACE OF USE:
Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE IRRIGATION
WELL #12 LOCATED IN T10S, R23E, S29, NWNWSW.

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
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Presiding Judge of the
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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 45-04097

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.89 CFS

PRIORITY DATE: 04/14/1905

POINT OF DIVERSION:	T10S R23E S17	NENW	Within Minidoka County
	S20	SWNE	Within Cassia County
		S21	
		S22	
		S23	
		S24	
		S25	
		S26	
		S27	
	S28	SENE	
		S29	
		S30	
	S31	SENE	
		S32	
		S33	
		S34	
		S35	
		S36	
		S37	
		S38	
		S39	
		S40	
		S41	
		S42	
		S43	
		S44	
		S45	
		S46	
		S47	
		S48	
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		S50	
		S51	
		S52	
		S53	
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		S70	
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		S72	
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		S83	
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		S85	
		S86	
		S87	
		S88	
		S89	
		S90	
		S91	
		S92	
		S93	
		S94	
		S95	
		S96	
		S97	
		S98	
		S99	
		S100	

PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Municipal	01-01 TO 12-31	0.89 CFS

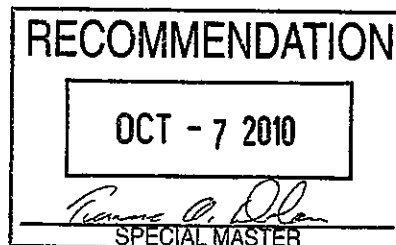
PLACE OF USE:

Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE PUMP HOUSE
WELL #1 LOCATED IN T10S, R23E, S20, SWSE.

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.

Eric J. Wildman
Presiding Judge of the
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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 45-04098

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 2.67 CFS

PRIORITY DATE: 09/30/1960

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
S20 SWNE Within Cassia County
S29 SNNW
SENE
S30 SENE
S32 SENE

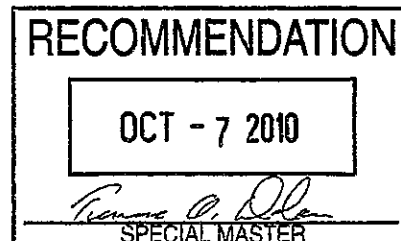
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	2.67 CFS

PLACE OF USE:
PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF BURLEY
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE SERVICE
DEPARTMENT WELL #3 LOCATE IN T10S, R23E, S32, NESENE.

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.

Eric J. Wildman
Presiding Judge of the
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 45-04099

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 2.67 CFS

PRIORITY DATE: 12/31/1941

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
S20 SWNE Within Cassia County
S29 SENE
S30 SENE
S32 SENE

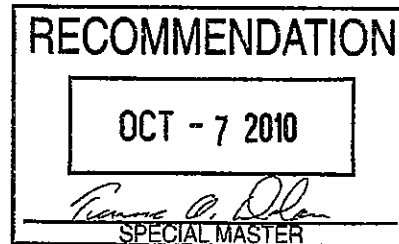
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	2.67 CFS

PLACE OF USE: PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF BURLEY
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE CULINARY WELL
#2 LOCATED IN T10S, R23E, S20, NWSWSE.

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.

Eric J. Wildman
Presiding Judge of the
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 45-07092

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.44 CFS
88.00 AFY

PRIORITY DATE: 03/10/1972

POINT OF DIVERSION: T10S R23E S27 LOT 4 (NWNW) Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	04-01 TO 11-01	0.44 CFS 88.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:
PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF BURLEY
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW.

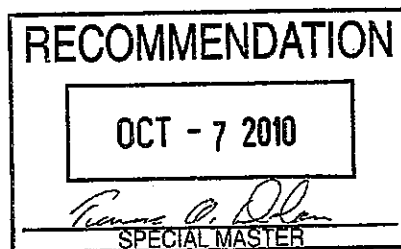
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

Eric J. Wildman
Presiding Judge of the
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 45-07114

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.18 CFS
36.00 AFY

PRIORITY DATE: 12/07/1972

POINT OF DIVERSION: T10S R23E S28 NWNE Within Cassia County
NENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	04-01 TO 11-01	0.18 CFS 36.00 AFY

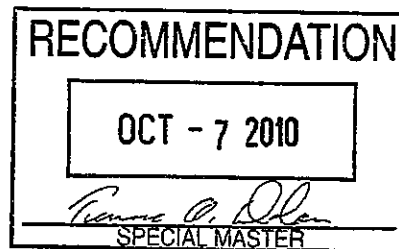
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:
PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF BURLEY
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE EAST WELL
LOCATED IN T10S, R23E, S28, SWNWNE.

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.

Eric J. Wildman
Presiding Judge of the
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)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 45-07269

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 3.56 CFS

PRIORITY DATE: 05/25/1976

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
 S20 SWNE Within Cassia County
 SWNW
 SENW
 NWSW
 SWSE
 SWSE
 SWSE
 SWSE
 SENE
 NENW
 SWNW
 SENE
 SENE
 SENE
 SENE

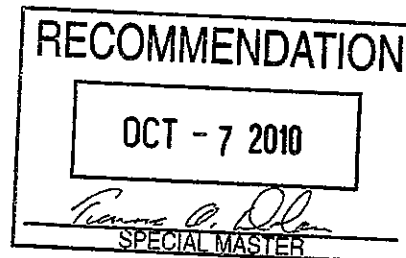
PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Municipal	01-01 TO 12-31	3.56 CFS

PLACE OF USE:
Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE CULINARY
WELL #5 LOCATED IN T10S, R23E, S32, SWSENE.

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.

Eric J. Wildman
Presiding Judge of the
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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 45-07436

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.69 CFS

PRIORITY DATE: 02/15/1980

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
 S20 SWNE Within Cassia County
 SWNW
 SENE
 NWSW
 SWSE
 SWSE
 SWSE
 SWSE
 SENE
 NENW
 SWNW
 SENE
 SENE
 SENE
 SENE

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Municipal 04-01 TO 11-01 0.69 CFS

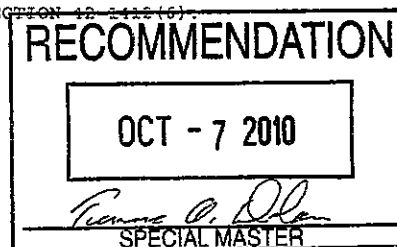
THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:
Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE ALMO WELL #3
LOCATED IN T10S, R23E, S29, NWSENE.

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 12-2-112(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.

Eric J. Wildman
Presiding Judge of the
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)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 45-11133

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 0.89 CFS

PRIORITY DATE: 12/31/1954

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
 S20 SWNE Within Cassia County
 SWNW
 SENE
 NWSW
 SWSE
 SWSE
 SWSE
 SWSE
 SENE
 NENW
 SWNW
 SENE
 SENE
 SENE
 SENE

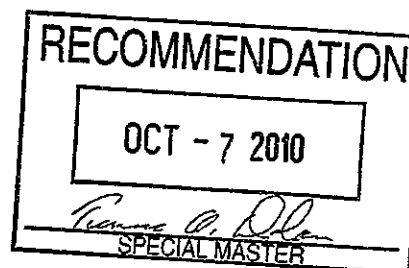
PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Municipal	01-01 TO 12-31	0.89 CFS

PLACE OF USE: Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE SALMON PARK
WELL ALSO KNOWN AS THE IRRIGATION WELL #11 LOCATED IN T10S, R23E,
S30, NESENE.

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.

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

In Re SRBA	)	PARTIAL DECREE PURSUANT TO
	)	I.R.C.P. 54(b) FOR
Case No. 39576	)	
<u> </u>	)	Water Right 45-13895

PAGE 1
Oct-04-2010

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

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 45-14083

NAME AND ADDRESS: CITY OF BURLEY
PO BOX 1090
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.34 CFS

PRIORITY DATE: 03/31/1939

POINT OF DIVERSION: T10S R23E S17 NENW Within Minidoka County
S20 SWNE Within Cassia County
SWNW
SENW
NWSW
SWSE
SWSE
SWSE
SWSE
S29 SENE
NENW
SWNW
S30 SENE
SENE
S32 SENE

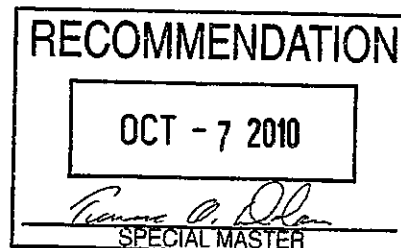
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	1.34 CFS

PLACE OF USE: Place of use is within the service area of the City of Burley
municipal water supply system as provided for under Idaho Law.

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

TO THE EXTENT NECESSARY FOR ADMINISTRATION BETWEEN POINTS OF
DIVERSION FOR GROUND WATER, AND BETWEEN POINTS OF DIVERSION FOR
GROUND WATER AND HYDRAULICALLY CONNECTED SURFACE SOURCES, GROUND
WATER WAS FIRST DIVERTED UNDER THIS RIGHT FROM THE HOGAN WELL
ALSO KNOWN AS THE IRRIGATION WELL #5 LOCATED IN T10S, R23E,
S20, SWSE.

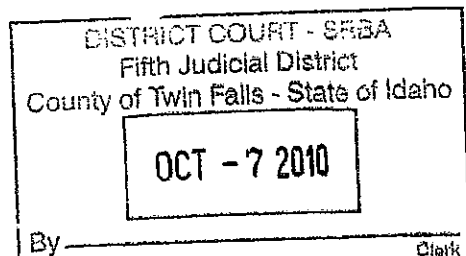
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).



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.

Eric J. Wildman
Presiding Judge of the
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)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

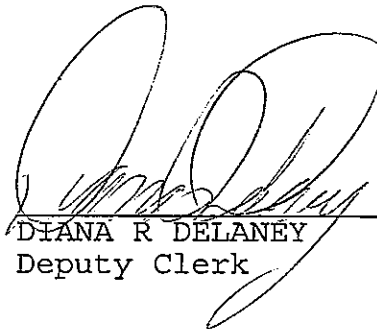
Water Right(s): 45-04085
(SEE ATTACHED EXHIBIT A)

On October 07, 2010, Special Master TERRENCE A. DOLAN 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 October 07, 2010.



DIANA R DELANEY
Deputy Clerk

Exhibit A

Subcase Nos:

45-04085
45-04086
45-04087
45-04089
45-04090
45-04091
45-04092
45-04093
45-04094
45-04095
45-04096
45-04097
45-04098
45-04099
45-07092
45-07114
45-07269
45-07436
45-11133
45-13895
45-14083

STRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
OCT - 7 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): 45-04085
(SEE ATTACHED EXHIBIT A)

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 07, 2010, with sufficient first-class postage prepaid to the following:

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

CERTIFICATE OF MAILING

PAGE 1
10/07/10

CITY OF BURLEY

Represented by:

MICHAEL P TRIBE

615 H STREET

PO BOX 396

RUPERT, ID 83350-0396

Phone: 208-436-4717



DIANA R DELANEY
Deputy Clerk

Exhibit A

Subcase Nos:

45-04085
45-04086
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