

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

RECEIVED

MAR 30 2017

3RD AMENDED

In Re SRBA)
Case No. 39576)

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

Water Right 37-02783

DEPARTMENT OF
WATER RESOURCES

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

MAR 29 2017

NAME AND ADDRESS: UNITED STATES OF AMERICA
BUREAU OF RECLAMATION
REGIONAL DIRECTOR PN CODE-3100
1150 N CURTIS RD STE 100
BOISE, ID 83706-1234

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 1000.00 AFY

Water right nos. 37-2773, 37-2774, 37-2779, 37-2783, 37-22806A,
and 37-22806B are limited to the total combined annual diversion
volume necessary to allocate a total of 30,724.00 acre-feet of
irrigation storage water per year to the consumers or users of
the storage water.

PRIORITY DATE: 04/10/1959

POINT OF DIVERSION: T01N R20E S13 NWN Within Blaine County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation Storage	01-01 TO 12-31	1000.00 AFY
	Irrigation from Storage	04-01 TO 11-01	1000.00 AFY

PLACE OF USE:

11084.7 ACRES TOTAL
The boundary encompassing the place of use for this water right
is described with a digital boundary as defined by I.C. Section
42-202B(2) and authorized pursuant to I.C. Section
42-1411(2)(h). The data comprising the digital boundary are
incorporated herein by reference and are stored on a CD-ROM disk
issued in duplicate originals on file with the SRBA District
Court and the Idaho Department of Water Resources. A map
depicting the place of use is attached hereto to illustrate the
place of use described by the digital boundary.
Place of use is within Blaine County, and is on land irrigated by
shareholders of the Little Wood River Irrigation District.

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

The name of the United States of America acting through the
Bureau of Reclamation appears in the Name and Address sections
of this partial decree. However, as a matter of Idaho
Constitutional and Statutory Law, title to the use of the water
is held by the consumers or users of the water. The irrigation
organizations act on behalf of the consumers or users to
administer the use of the water for the landowners in the
quantities and/or percentages specified in the contracts between
the Bureau of Reclamation and the irrigation organizations for
the benefit of the landowners entitled to receive distribution
of this water from the respective irrigation organizations. The
interest of the consumers or users of the water is appurtenant to
the lands within the boundaries of or served by such irrigation
organizations, and that interest is derived from law and is not
based exclusively on the contracts between the Bureau of
Reclamation and the irrigation organizations.

This partial decree is subject to such general provisions

SRBA -Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

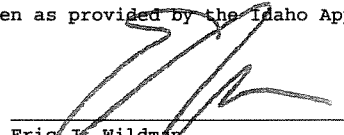
OTHER PROVISIONS (continued)

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. Section 42-1412(6), Idaho Code.

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