

DEPARTMENT OF
WATER RESOURCES

MAY 22 2013

Bv

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

Case No. 39576

Water Right No.: 57-07266

**ORDER OF 2nd AMENDED PARTIAL
DECREE (King)**

The above-captioned water right was claimed based on a permit prior to the issuance of the license. On January 12, 2012, an *Amended Partial Decree* was entered for the above-captioned water right. The Director of the Idaho Department of Water Resources (“Department”) subsequently issued a license for the water right, and filed a *Notice of Completed Administrative Proceeding* in the above-captioned subcase informing the Court of the issuance of the license, as well as an *Amended Director’s Report* reflecting the elements of the above-captioned water right claim as licensed.

This Court filed a *Notice of Court's Intent to Issue Amended Partial Decree and Notice of Hearing Thereon*. Said hearing was held on May 21, 2013, and no objections were filed.

Therefore, IT IS ORDERED that the above-captioned water right be amended as set forth in the attached **2nd Amended Partial Decree**. The previously issued **Amended Partial Decree** is superseded thereby.

Dated: May 22, 2013.

ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

RECEIVED

MAY 23 2013

DEPARTMENT OF
WATER RESOURCES

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

2nd **AMENDED**

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-07266

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho MAY 22 2013 By _____ Clerk Deputy Clerk

NAME AND ADDRESS: ROSE M & GORDON G KING
PO BOX 36
MURPHY, ID 83650

SOURCE: GROUNDWATER

QUANTITY: 2.70 CFS
607.50 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs nor more than 4.5 afa at the field headgate for irrigation.

PRIORITY DATE: 01/14/1981

POINT OF DIVERSION: T04S R01E S34 SWNWNE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	2.70 CFS 607.50 AFY

PLACE OF USE:	Irrigation	Within Owyhee County
	T04S R01E S26	NENE 20.0 SWNE 30.0
		SWNW 7.0 SENW 20.0
		NESW 22.0 NWSW 21.0
		SWSW 6.0 NWSE 1.0
	S27	SESE 1.0
	S34	NENE 7.0
	135.0 Acres Total	

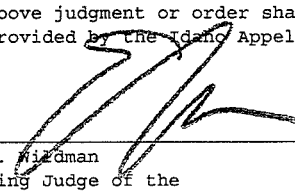
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest. This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gage station meet or exceed the minimum stream flows established by state action.

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF
2ND AMENDED PARTIAL DECREE was mailed on May 22, 2013, with
sufficient first-class postage to the following:

ROSE M & GORDON G KING
PO BOX 36
MURPHY, ID 83650

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