

RECEIVED
JUN 14 2012
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JUN - 1 2012
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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	Subcase No. 27-11016
	)	(Preston R. Allen & Sons Partnership)
_____	)	

On April 13, 2012, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the above-captioned water right be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED June 1, 2012.



ERIC J. WILDMAN
Presiding Judge
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 27-11016

NAME AND ADDRESS: PRESTON R ALLEN & SONS
PARTNERSHIP
1744 CEDAR VIEW RD
SODA SPRINGS, ID 83276

SOURCE: BLACKFOOT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 27.20 CFS

The rights listed below are limited to a total combined
diversion rate of 27.2 cfs. Combined Right Nos.: 27-11016,
27-12027 and 27-10096
The rights listed below are limited to a total combined annual
diversion volume of 9.17 af for stockwater. Combined Right Nos.:
27-11016, 27-12000, and 27-12004.

PRIORITY DATE: 11/01/1886

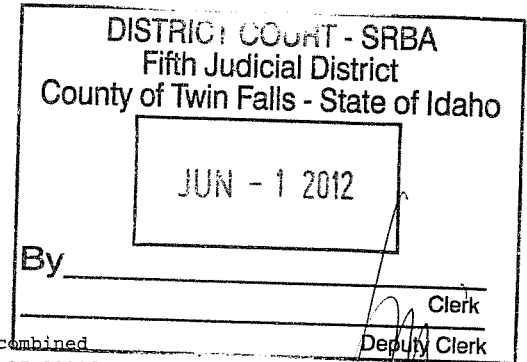
POINT OF DIVERSION: T07S R43E S26 SWNESE Within Caribou County
SWNESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 07-01	27.20 CFS
	Stockwater	04-15 TO 07-01	0.04 CFS
			2.40 APY

PLACE OF USE:	Irrigation		Within Caribou County
	T07S R43E S26	SWSW 28.0	SESW 17.0
		NESE 0.6	SWSE 31.0
		SESE 11.0	
	S27	SWNE 8.0	SENW 2.0
		NESW 7.0	SWSW 4.5
		SESW 37.0	NESE 2.4
		NWSE 13.0	SWSE 24.0
		SESE 39.0	
	S34	NENE 40.0	NWNE 40.0
		SWNE 40.0	SENE 39.0
		NENW 40.0	NWNW 31.0
		SENW 40.0	NESW 30.0
		NESE 15.0	NWSE 20.0
		SWSE 19.0	SESE 40.0
	S35	NWNE 20.0	SWNE 25.0
		NENW 22.0	NWNW 27.0
		SWNW 19.0	SENW 37.0
		NESW 40.0	NWSW 32.0
		SWSW 40.0	SESW 34.0
		NWSE 23.0	SWSE 15.0
	T08S R43E S02 LOT 3	(NENW) 6.5	LOT 4 (NWNW) 35.0
	S03 LOT 1	(NENE) 27.0	
	1021.0 Acres Total		

Stockwater Within Caribou County
Same as Irrigation

The rights listed below are limited to the irrigation of a
combined total of 1021 acres in a single irrigation season.
Combined Right Nos.: 27-11016, 27-12027 and 27-10096



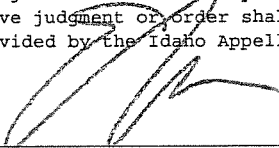
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

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

2012 JUN 01 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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	)	CERTIFICATE OF MAILING
	)	
Case No. 39576	)	
_____	)	Water Right(s): 27-11016

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 27-11016 was mailed
on June 01, 2012, with sufficient first-class postage prepaid
to the following:

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

PRESTON R ALLEN & SONS
PARTNERSHIP
1744 CEDAR VIEW RD
SODA SPRINGS, ID 83276

JULIE MURPHY
Chief Deputy Clerk