

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 57-10893

1997 APR 29 AM 11:29

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILES _____

NAME & ADDRESS: ED WILSEY
CARL WILSEY
HCR 81
MARSING ID 83639

SOURCE: WILLOW FORK
UNNAMED STREAMS

TRIBUTARY: LITTLE MC BRIDE CREEK
LITTLE MC BRIDE CREEK

QUANTITY: 3.2 CFS
146.0 AFY

USE OF THIS RIGHT WITH RIGHT NO. 57-07003 IS LIMITED TO A
TOTAL COMBINED STORAGE VOLUME OF 146.0 AF.

PRIORITY DATE: 09/26/1967

POINT OF DIVERSION: T01S R05W S32 1 SWSE Within Owyhee County
T02S R05W S04 2 NWSE
S05 LOT 2 (NWNE)
1 NWSWNE (INJECTION)
2 SENW (INJECTION)
T01S R05W S30 1 NESW (REDIVERSION)
S31 1 NENW (REDIVERSION)
2 NWSE (REDIVERSION)
1 SESE (REDIVERSION)
T02S R05W S05 1 SENW (REDIVERSION)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION STORAGE	01-01 12-31	146.0 AFY
	IRRIGATION FROM STORAGE	Irrigation Season	146.0 AFY
	DIVERSION TO STORAGE	01-01 12-31	3.2 CFS

PLACE OF USE:	IRRIGATION FROM STORAGE	Within Owyhee County
	T01S R05W S30	SESW 24.0
	S31	SENW 11.5 NENW 30.5 NWSE 8.0 NESW 25.0
	S32	SESE 16.0 SWSW 24.0
	T02S R05W S05 Lot 2 (NWNE)	SWNE 1.0 Lot 3 (NENW) 22.0 Lot 4 (NWNW) 12.0
		SENW 2.0
	301.5 ACRES TOTAL	

USE OF THIS RIGHT WITH RIGHT NOS. 57-02114, 57-04005, 57-07003
AND 57-07082 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL
OF 301.5 ACRES IN A SINGLE IRRIGATION SEASON.

CONSUMPTIVE USE:

USE OF THIS RIGHT WITH RIGHT NOS. 57-02114, 57-04005, 57-07003
AND 57-07082 IS LIMITED TO A TOTAL COMBINED ANNUAL CONSUMPTIVE
USE VOLUME OF 753.8 AF.

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-10893

MICROFILMED

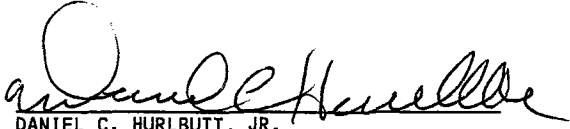
MAR 09 1998

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MAR 09 1998

PAGE 1
APR-16-1997

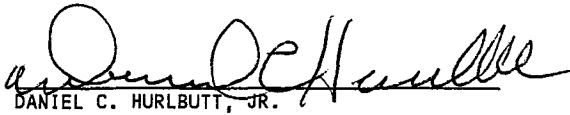
DATED: APR 29 1997


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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.

DATED: APR 29 1997


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED

MAR 09 1998 PAGE 2
APR-16-1997

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Department of Water Resources
Adjudication Bureau

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APR 30 1997

OFFICE OF THE
ATTORNEY GENERAL

1997 APR 29 AM 11:29

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

Case No. 39576

) ORDER OF PARTIAL DECREE

) For Water Right 57-10893

On March 5, 1997, a *Special Master's Report and Recommendation* was filed for the above 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 14a, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 57-10893 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED April 29, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication



1997 APR 29 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): 57-10893

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 57-10893 was mailed
on April 29, 1997, with sufficient first-class postage prepaid
to the following:

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

ED WILSEY
CARL WILSEY
HCR 81
MARSING, ID 83639

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449

MARK D. SHENK
28801 SCOTT PIT RD
PARMA, ID 83660

MICROFILMED
MAR 09 1998

CERTIFICATE OF MAILING

DIANA DELANEY
Chief Deputy Clerk

PAGE 1
04/29/97