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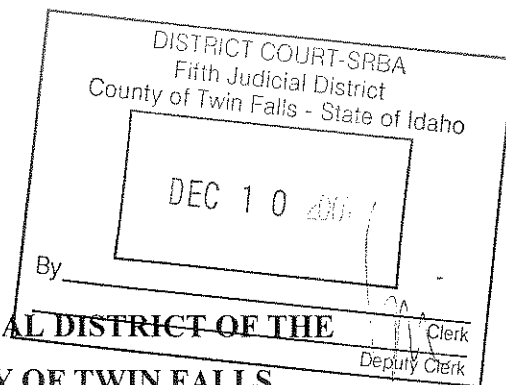
DEPARTMENT OF
WATER RESOURCES

MEMORANDUM

Date: December 11, 2007
From: Julie Murphy, SRBA Deputy Clerk
To: Albert P. Barker, S. Bryce Farris, IDWR, Dept. of Justice
& Attorney General's Office
Subject: Order of Partial Decree for 63-31808

On 12/10/07 I mailed to each of you an *Order of Partial Decree for Irrigation Delivery Entity Using Digital Boundary Description* for water right number 63-31808. Under the water right number in the caption of this document, Pioneer Ditch Co. Ltd. was incorrectly listed instead of Ballentyne Ditch Co. Ltd. Please replace the first page of the order with the attached corrected page. The *Partial Decree* attached to the order was correct.

I apologize for the error and the inconvenience. Thanks.



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
) IRRIGATION DELIVERY ENTITY
) USING DIGITAL BOUNDARY
) DESCRIPTION; I.C. §§ 42-202B(2), 42-
) 219(2), 42-1411(2)(h)
)
) For Water Right: 63-31808
) (Ballentyne Ditch Co. Ltd.)
)
)

I.
FINDINGS AND CONCLUSIONS

1. On August 20, 2007, 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.
2. The above-captioned water right is for an irrigation purpose of use and satisfy one of the following statutory criteria: (1) used in conjunction with an irrigation project where the canals constructed cover an area of twenty-five thousand (25,000) acres or more; (2) the place of use for the water rights is located within an irrigation district organized pursuant to the laws of the state of Idaho; or (3) the water rights are for an irrigation project developed by an association, company, corporation or the United States to divert and deliver or distribute surface water under any annual charge or rental for beneficial use by more than five (5) water users in an area less than twenty-five thousand (25,000) acres.
3. Effective July 1, 2002, the Idaho Legislature approved the use of a Geographic Information System (GIS) for describing the place of use (digital boundary) for water rights meeting the above-stated criteria. See I.C. §§ 42-219(2)(2003) and 42-1411(2)(h)(2003). The GIS mapping technology allows the geographic area encompassing the place of use for a