

1998 MAR -2 AM 10:48
 DISTRICT COURT - SRBA
 TWIN FALLS CO., IDAHO

**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)

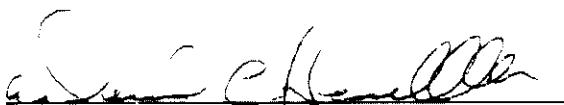
For Water Right 35-00052

On January 26, 1998, 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 *SREA Administrative Order I*, Section 13f, 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 35-00052 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED March 7, 1998.



DANIEL C. HURLBUTT, JR.

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

1977-1978-2 JAN 10: 48

In Re SRBA)
)
Case No. 39576)
)PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR DISTRICT COURT - SRBA
Water Right 35-00052 TWIN FALLS CO. IDAHONAME & ADDRESS: VAUGHN WOOD
1616 W 700 N
BLACKFOOT ID 83221-5078

SOURCE: FRENCHMAN'S SPRING TRIBUTARY: SINKS

QUANTITY: 0.1 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 11/24/1914

POINT OF DIVERSION: T01N R29E S15 NUSUSE Within BUTTE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.1 CFS
	DOMESTIC * HOME	01-01 12-31	0.04 CFS

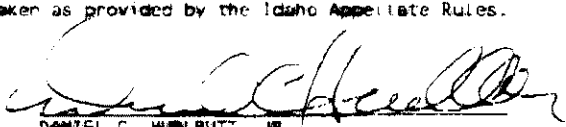
PLACE OF USE:	STOCKWATER	Within BUTTE County
	T01N R29E S09	SENE
	DOMESTIC	Within BUTTE County
	T01N R29E S09	SENE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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.


 DANIEL C. HURLBUTT, JR.
 PRESIDING JUDGE
 Snake River Basin Adjudication
PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 35-00052PAGE
JAN-22-1998

1998 MAR 02 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): 35-00052

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 35-00052 was mailed
on March 02, 1998, with sufficient first-class postage prepaid
to the following:

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

USDI BLM

Represented by:
LEE LEININGER
US DEPARTMENT OF JUSTICE
ENVIRO & NATRUAL RESOURCES DIV
550 W FORT STREET, MSC 033
BOISE, ID 83724
Phone: 202-305-0242

VAUGHN WOOD
1616 W 700 N
BLACKFOOT, ID 83221-5078
Phone: 208-684-3215

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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03/02/98