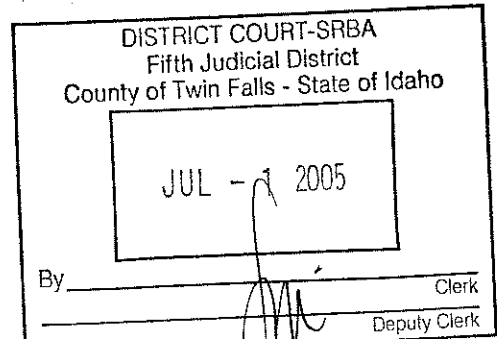




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Water Right: 45-02578

Case No. 39576)

ORDER OF PARTIAL DECREE

On September 7, 2004, the Idaho Department of Water Resources filed its *Director's Report for Basin 45, Reporting Area 10, For Irrigation and Other Water Rights*, which included recommendations for the above named water right. No objections were filed and the time period for filing objections has expired.

On January 7, 2005, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* notifying the Court of a substitution of party and change in ownership in the above named water right. No objections were filed to the *Amended Director's Report* and the time period for filing objections has expired.

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)*.

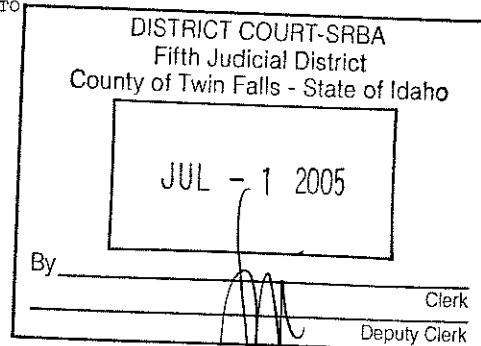
DATED June 30, 2005.


JOHN M. MELANSON
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)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 45-02578



NAME AND ADDRESS: JOHN BEUKERS
3257B S 2400 E
JEROME, ID 83338

RUTH BEUKERS
3257B 2400 E
JEROME, ID 83338

SOURCE: GROUND WATER

QUANTITY: 3.56 CFS
978.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 9964 AF. COMBINED RIGHT NOS.:
45-2578, 45-2597, 45-13627, 45-13628, 45-13787.

PRIORITY DATE: 04/29/1959

POINT OF DIVERSION: T12S R21E S31 LOT 2 (NESWNW) Within Cassia County
LOT 2 (SWSWNW)
T13S R21E S05 NWSWSW
SESWSW
S08 NESENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	3.56 CFS 978.00 AFY

PLACE OF USE:	Irrigation	Within Cassia County
T12S R20E S13	NENE 37.0 SWNE 33.0 NESE 39.0 SWSE 32.0	NWNE 40.0 SENE 39.0 NWSE 34.0 SESE 31.0
R21E S17	NENE 39.0 SWNE 40.0 NENW 40.0 SWNW 39.0 NESW 40.0 SWSW 38.0 NESE 40.0 SWSE 39.0	NWNE 39.0 SENE 40.0 NWNW 39.0 SENE 40.0 NWSW 39.0 SESE 39.0 NWSE 40.0 SESE 39.0
S18	NENE 40.0 SWNE 35.0 NENW 40.0	NWNE 40.0 SENE 40.0 NWNW 39.0
LOT 2	(SWNW) 38.0 NESE 40.0 SWSE 40.0	(NWNW) 38.0 SENE 40.0 SESE 40.0
S21	NENE 38.0 SWNE 40.0	NWNE 39.0 SENE 39.0
S22	NENE 38.0 SWNE 40.0 NENW 40.0 SWNW 38.0 NESW 40.0 SWSW 37.0 NESE 39.0	NWNE 40.0 SENE 38.0 NWNW 38.0 SENE 40.0 NWSW 38.0 SESE 39.0 NWSE 40.0

PLACE OF USE (continued)

	SWSE 39.0	SESE 38.0
S27	NENW 40.0	NWNW 38.0
	SWNW 38.0	SENW 40.0
2311.0 Acres Total		

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2368 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2578, 45-2597, 45-7086D.

USE OF THIS RIGHT WITH RIGHT NO. 45-2597 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1434 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2491 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2578, 45-2597, 45-13627, 45-13628, 45-13787.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 473 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

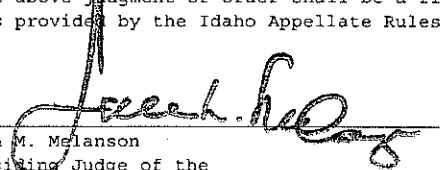
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

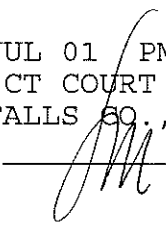
APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THIS WATER RIGHT IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

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.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

2005 JUL 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) : 45-02578

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 45-02578 was mailed
on July 01, 2005, with sufficient first-class postage prepaid
to the following:

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

JOHN BEUKERS
3257B S 2400 E
JEROME, ID 83338
Phone: 208-734-0004

RUTH BEUKERS
3257B 2400 E
JEROME, ID 83338
Phone: 208-825-5256

JULIE MURPHY
Chief Deputy Clerk

