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Department of Water Resources  
Adjudication Bureau

11-25  
1997 NOV 25 PM 4:37

DISTRICT COURT-SRBA  
TWIN FALLS COUNTY  
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 )

**ORDER OF PARTIAL DECREE**

Case No. 39576 )

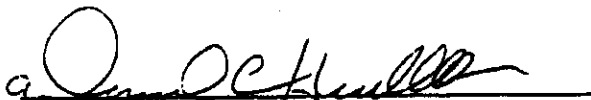
**For Water Right 57-00046B**

On August 22, 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 13 f, 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 57-00046B is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 25, 1997.

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

ORDER OF PARTIAL DECREE

97-11-0187

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SCANNED  
OCT 22 2004

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 1997 NOV 25 PM 4:37  
Water Right 57-000468

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO

NAME & ADDRESS: WALTER J WATKINS  
BARBARA WATKINS  
JOHN GABICA  
GENE GABICA  
HC 78 BOX 1107  
EMMETT ID 83617

SOURCE: PICKETT CREEK TRIBUTARY: CATHERINE CREEK

QUANTITY: 0.7 CFS

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

PRIORITY DATE: 08/28/1875

POINT OF DIVERSION: T04S R01W S21 SESE Within Owyhee County  
S28 SENW

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE     | QUANTITY |
|----------------------------|----------------|-------------------|----------|
|                            | IRRIGATION     | Irrigation Season | 0.7 CFS  |
|                            | STOCKWATER     | 01-01 12-31       | 0.16 CFS |

| PLACE OF USE: | IRRIGATION       | Within Owyhee County |           |        |  |
|---------------|------------------|----------------------|-----------|--------|--|
|               | T04S R01W S21    | SWSE 8               | SESE 7    |        |  |
|               | S22              | NWSW 4.5             | SWSW 2.3  |        |  |
|               | S28              | NWNE 8               | NENW 10.7 | SENW 3 |  |
|               | 43.5 ACRES TOTAL |                      |           |        |  |

USE OF THIS RIGHT WITH RIGHT NO. 57-00046A IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 43.5 ACRES IN A SINGLE  
IRRIGATION SEASON.

THE USE OF WATER FOR IRRIGATION AND STOCKWATER PURPOSES WITHIN  
T04S R01W S22 NWSW SHALL BE LIMITED TO THE SOUTH 1/2 OF THAT  
PLACE OF USE.

| STOCKWATER    | Within Owyhee County |      |      |  |
|---------------|----------------------|------|------|--|
| T04S R01W S21 | SWSE                 | SESE |      |  |
| S22           | NWSW                 | SWSW |      |  |
| S28           | NWNE                 | NENW | SENW |  |

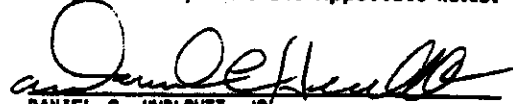
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

  
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.

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