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JAN 15 2003

Director of Water Resources

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2003 JAN 14 AM 9 38

**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 65-4000**
)

On 11-14-2002, 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 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 65-4000 is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED January 14, 2003



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

MICROFILMED

MAR 17 2003

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

2003 JAN 14 AM 9 38

Water Right 65-04000

NAME AND ADDRESS:

DWAYNE CURTIS
3160 BELL RD
CHICO, CA 95973

MONTE CURTIS
3336 N 150TH DR
GOODYEAR, AZ 85338

MARTHA BRANSON
3650 CLACTON WAY
BOISE, ID 83712

MRS TERRELL CURTIS
9 TOUCHSTONE DR
LAKE OSWEGO, OR 97034

SOURCE: WILLOW CREEK TRIBUTARY: CASCADE RESERVOIR

QUANTITY: 0.80 CFS

PRIORITY DATE: 07/20/1896

POINT OF DIVERSION: T16N R04E S07 SWNE Within Valley County
SWNE

2 POINTS OF DIVERSION LOCATED IN T16N, R04E, S07, SWNE.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
04-15 TO 10-15

QUANTITY
0.80 CFS

PLACE OF USE:

Irrigation
T16N R03E S12
40.0 Acres Total

SENE 40.0

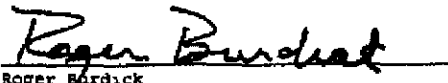
Within Valley County

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

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.


Roger Bardick
Presiding Judge of the
Snake River Basin Adjudication

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MAR 17 2003

APPENDIX A

Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.

This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

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FEB 18 2003

WATER RESOURCES
WESTERN REGION

Claim Number(s): 65-4000 RECEIVED

FEB 20 2003

Previous Mailing Address: DWAYNE CURTIS Department of Water Resources

3160 BELL RD

CHICO CA 95973

New Mailing Address:

350



Mr Dwayne H Curtis
3140 Jones Ave
Chico, CA 95973-8719

Telephone Number:

(530) 894-1814

Signature of Claimant(s):

Dwayne H. Curtis

Please return this completed form to:

**Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400**

**Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348**

**Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037**

**Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177**

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MAR 17 2003

SS
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Revised 12/13/1999

IDWR Use Only:
Data Entry: Net

Date: 2.21.03