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Department of Water Resources

2002 APR -8 PM 1:44

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

ORDER OF PARTIAL DECREE

For Water Right 31-00323

On February 8, 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 31-00323 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED 4/8/02



ROGER S. BURDICK

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 31-00323

2002 APR -8 PM 1:44

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: BEVERLY BURTONSHAW
DON M BURTONSHAW
1603 N 1000 E
TERRETON, ID 83450

SOURCE: CAMAS CREEK TRIBUTARY: MUD LAKE

QUANTITY: 10.00 CFS

PRIORITY DATE: 08/30/1911

POINT OF DIVERSION: T09N R17E S09 NWNENE Within Clark County
S17 NESWNE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	04-01 TO 07-01	10.00 CFS

PLACE OF USE:	Stockwater	Within Clark County
	T09N R16E S01 LOT 02 (NWN)	SWNE
	LOT 03 (NENW)	LOT 04 (NWNW)
	SWNW	SENW
	NESW	NWSW
	SWSW	SESW
	LOT 06 (NESE)	NWSE
	SWSE	LOT 07 (SESE)
	S12 LOT 01 (NENE)	NWNE
	SWNE	LOT 02 (SENE)
	NENW	NWNW
	SWNW	SENW
	NESW	NWSW
	SWSW	SESW
	LOT 03 (NESE)	NWSE
	SWSE	LOT 04 (SESE)
	S13 LOT 01 (NENE)	NWNE
	SWNE	LOT 02 (SENE)
	NENW	NWNW
	SWNW	SENW
	NESW	SESW
	LOT 03 (NESE)	NWSE
	SWSE	LOT 04 (SESE)
	S24 LOT 01 (NENE)	NWNE
	R17E S05 NWSW	
	S06 SWNE	SENE
	LOT 05 (SWNW)	SENW
	NESW	LOT 06 (NWSW)
	LOT 07 (SWSW)	SESW
	NESE	NWSE
	SWSE	SESE
	S07 NWNE	NENW
	LOT 01 (NWNW)	LOT 02 (SWNW)
	SENW	NESW
	LOT 03 (NWSW)	LOT 04 (SWSW)
	SWSE	SESE
	S18 NENE	NWNE
	SWNE	SENE
	NENW	LOT 01 (NWNW)
	LOT 02 (SWNW)	SENW

SCANNED

PLACE OF USE (continued)

	NESW	LOT 03 (NWSW)
LOT 04 (SWSW)	SESW	
	NESE	NWSE
	SWSE	SESE
S19	NENE	NWNE
	SWNE	SENE
	NENW	LOT 01 (NWNW)
LOT 02 (SWNW)	SENW	

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 Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 APR 08 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): 31-00323

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 31-00323 was mailed
on April 08, 2002, with sufficient first-class postage prepaid
to the following:

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

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

BEVERLY BURTENSHAW
DON M BURTENSHAW
1603 N 1000 E
TERRETON, ID 83450
Phone: 208-663-4493


ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

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04/08/02

SCANNED

APR 12 2002