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MAR 31 2005

DEPARTMENT OF  
WATER RESOURCES

DISTRICT COURT - IDAHO  
Fifth Judicial District  
County of Twin Falls - State of Idaho

MAR 30 2005

By \_\_\_\_\_ Clerk  
\_\_\_\_\_ Deputy Clerk

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

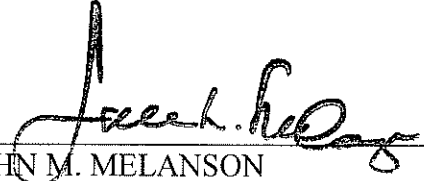
) For Water Right: 23-11303  
)  
)  
)  
)

On February 14, 2005, a *Special Master's Report and Recommendation* was filed for water right 23-11303. 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 Recommendation* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 23-11303 be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED March 30, 2005.

  
JOHN M. MELANSON  
Presiding Judge  
Snake River Basin Adjudication

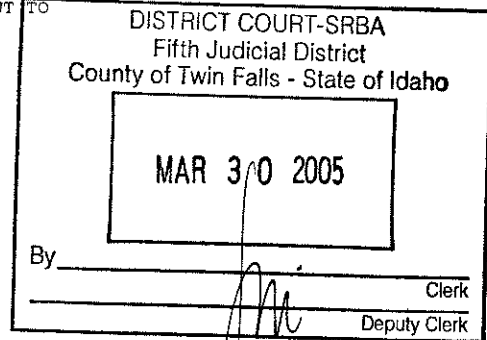
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA )  
 )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 23-11303



NAME AND ADDRESS: UNITED STATES OF AMERICA  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WY  
BOISE, ID 83709-1657

SOURCE: GROUND WATER

QUANTITY: 0.129 CFS  
50.05 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 0.29 CFS. COMBINED RIGHT NOS.:  
23-11285, 23-11287, 23-11303, 23-11293.  
USE OF THIS RIGHT WITH RIGHT NO. 23-11293 IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 0.19 CFS AND TO A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 50.05 AF.

PRIORITY DATE: 08/24/1955

POINT OF DIVERSION: T02N R43E S31 NWSWNE Within Bonneville County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|-------------------------------|----------------|----------------|------------------------|
|                               | Irrigation     | 04-15 TO 10-31 | 0.129 CFS<br>50.05 AFY |

PLACE OF USE: Irrigation Within Bonneville County  
T02N R43E S30 LOT 9 (SWSE) 4.8 LOT 11 (SWSE) 0.9  
S31 LOT 2 (SWNW) 0.3 NWSE 8.3  
14.3 Acres Total

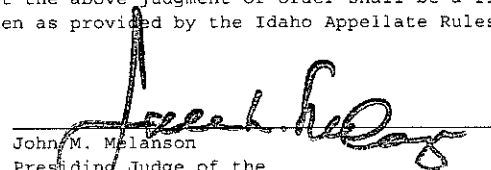
USE OF THIS RIGHT WITH RIGHT NO. 23-11293 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 14.3 ACRES IN A SINGLE  
IRRIGATION SEASON.  
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 14.3 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

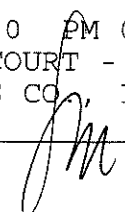
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS  
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT  
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY  
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE  
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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.



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

2005 MAR 30 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): 23-11303

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 23-11303 was mailed  
on March 30, 2005, with sufficient first-class postage prepaid  
to the following:

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

USDI BLM  
Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724

UNITED STATES OF AMERICA  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WY  
BOISE, ID 83709-1657  
Phone: 208-373-4000

CERTIFICATE OF MAILING

JULIE MURPHY  
Chief Deputy Clerk

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03/30/05

