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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	)	Water Right 36-02154
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on June 18, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on June 24, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

THEREFORE, IT IS ORDERED that the period of use element for the irrigation portion of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 to 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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).

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This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

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.

Dated December 3, 2001.



ROGER BURDICK
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 107 JUN 18 PM 3:56
I.R.C.P. 54(b) FOR

Water Right 36-02154 DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME & ADDRESS: DONNA R WOODLAND
LAUREL H WOODLAND
RT 1 BOX 1470
PAUL ID 83347

SOURCE: GROUNDWATER

QUANTITY: 4.84 CFS
1252.0 AFY

PRIORITY DATE: 11/28/1951

POINT OF DIVERSION: T07S R23E S22 NESENW

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
IRRIGATION

PERIOD OF USE QUANTITY
Irrigation Season 4.84 CFS
1252.0 AFY

PLACE OF USE: IRRIGATION
T07S R23E S22
313.0 ACRES TOTAL

Within MINIDOKA County
NENE 39.0 NWNE 39.0 SWNE 39.0 SENE 38.0
NENW 39.0 NWNW 39.0 SWNW 40.0 SENW 40.0

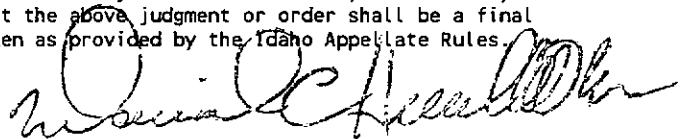
DATED: JUN 18 1997


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

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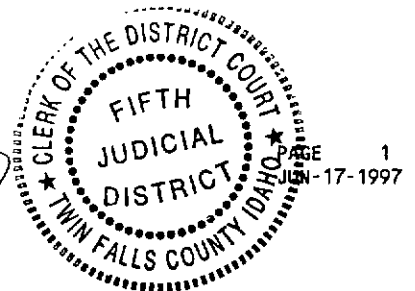
DATED: JUN 18 1997


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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-02154

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a full
true and correct copy of the original on
file in the above entitled action.
ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By 
DEPUTY CLERK

OCT 7 2003



T# 70374

[illegible]

Applicant Alan &/or Debra Woodland Transfer # 70374

WR# 36-2154 36-2155 _____

Right ID Correct? ☒ Y or N ☐ Y or N Y or N Y or N Y or N Y or N

Split? Y or ~~N~~ Y or ~~N~~ Y or N Y or N Y or N Y or N

Changed # _____

Area of Concern: ESPA

	Date Requested	Date Received
Watermaster: District _____	_____	_____
Fish & Game _____	_____	_____
Canal Company _____	_____	_____
Stream Channel _____	_____	_____
City _____	_____	_____
DEQ _____	_____	_____
County _____	_____	_____
Department of Ag _____	_____	_____
Other _____	_____	_____

[illegible]

70374

Conditions:**GROUNDWATER:**

DRILLING PERMIT - 046
 DP upgrade req'd ___Y___N (contact GW)

WMD - North/East/West
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres ~~131~~
~~WMD~~
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

SURFACE WATER:

WD - R05
 ≤ 0.20 cfs/others - R02, 01P or No MD
 > 0.20 cfs - R43
 WD, SPRINGS/SINK, INACTIVE WD & REST OF STATE
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON _____ to _____ (use X61 if extended season)

STANDARD VOLUME _____ af/ac

CONSUMPTIVE USE VOLUME _____ af/ac

**SUPPLEMENTAL
 SUPPLEMENTAL
 WITHIN ESPA**

- 065-104 (where irrigation is the only use)
- 100-105 (where there are other uses besides irrigation)
 - 113-114-116 (mitigation)
 - 115 (meas. Device for non-irrig uses or new irrig systems)
 - 131 (existing irrig systems)

USES:

STORAGE - 18C-R02-01P-18B-NA
 IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
 Volume only - R58/R59/R60/R61
 STOCK WATER - R37 (all BLM/USFS)
 MINING- 054-106
 FISH PROP - 029 (70's basins only)-007-122-106
 HEAT/COOL - R07 (injection well)
 FIRE PROT. - 077
 DAIRY - 082 (zoning if a concern)-106-WD8

USES:

POWER - 17H-17K (+uses)-025-106
 MUNICIPAL
 Restricted area - 022-075 RA FN - 007-109-X64
 Irr., GW supp to SW - 102
 DOMESTIC
 Surface water - WB5 (Big Wood or Boise above Star Bridge)
 - 27A (Payette River)
 >1 in restricted area - 070-071-075 (no parks/common areas, etc)
 Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
 T08 - comply or rescind
 T17 - >1 pd, measure all (use w/ WB4)
 T18 - Special T17 & R43 combined -
 multiple pds in WD

Protested - 020-X19
 Water Quality - 106-R07

X27 - Number of acres/season in ppu
 X35 - Combined totals of multiple rts
 083 - replaces C11 (enlargement rights)

X49 - measure p/d's (source chg'd to orig trib)
 X51 - 2+ yrs to develop
 X53 - Use ltd to orig. source availability
 X54 - forfeited ac/rate (used rarely)
 X55 - (transfer shrinks total water to less ac)
 004 - no right-of-way
 X58 - pending claim (statutory or AJ b/u claim)
 X61 - extended irr season
 X62 - replaces N11 and N13
 X63 - replaces C12
 WB4 - + p/ds, cfs & afa (used with T17)
 WD8 - land application of waste water
 01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01M)

**Apply one to chg'd & unchg'd
 rts that are subject to SRBA:**

T09 - on-going SRBA (no Dir Rpt
 yet)
 T19 - replaces C18
 (if at Directors Report
 or Partial Decree stage)

T20 - use only on unchg'd rts
 not subject to SRBA

OTHER CONDITIONS/REMARKS:

R05

Initial Allocation Review by S.F.
 SRBA Review Completed by _____
 Regional Manager Review by AD

Date 5-8-03
 Date _____
 Date 7/16/03

Comments:

Approval Printed & Database updated.
7-26-03 28

jfreitag 4/24/2003 Legal Notice Remarks

Transfer is proposing to connect two wells together and create a permissible place of use for two irrigation rights.

Located 13.5 miles north and 1.5 miles east of Paul, Idaho.

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APR 27 2003

jfreitag 4/24/2003 Comment/Analysis

Comment: Transfer is proposing to connect two wells together and create a permissible place of use for rights 36-2154 and 2155.

Total combined flow is 9.68 cfs, volume is 2504 af and ⁶²⁶~~628~~ acres.

Fee is based on 4.84 cfs since that is the max. capacity of either well.

Cell analysis shows no mitigation plan is necessary.

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Transfer Sufficiency- 70374
Jfreitag
4-24-03

Authority to File:

Applicant owns all lands concerned. Warranty deeds and tax notices included.

Water Right Validity:

Rights 36-2154 and 36-2155 have been partially decreed.

Injury to Other Water Rights:

Connecting wells and creating a PPU, no increase in flow, volume or irrigated acres. No injury apparent.

Enlargement of Use:

No apparent increase in use proposed.

Local Public Interest:

Use remaining as irrigation.

Beneficial Use/Conservation of Water Resources:

Does not appear to be contrary to conservation practices.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

EX-100-1

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in A012
Pending
folded