

2004 JUL 23 AM 8:55
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

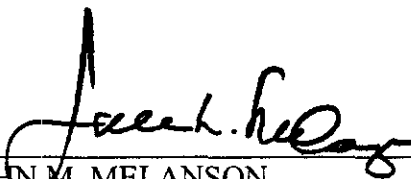
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) SUBCASE NO.: 65-02916
Case No. 39576) ORDER OF AMENDED
PARTIAL DECREE

On October 31, 2000, a *Partial Decree* was issued for the above-captioned water right. Effective July 1, 2002, the Idaho Legislature approved the use of a Geographic Information System (GIS) for describing the place of use (digital boundary) for water rights meeting certain criteria. See I.C. §§42-219(2) and 42-1411(2)(h). The Court has determined that the above water right is one for which the "place of use" element may be described by such means. On May 25, 2004, the Court issued a *Notice of Court's Intent to Issue Amended Partial Decree, and Notice of Hearing Thereon*. On July 20, 2004, after proper notice, the matter was heard. There being no objections, and good cause appearing, it is **ORDERED** as follows:

The *Partial Decree* issued for the above-captioned right shall be amended to provide for description of the place of use by digital boundary as defined in I.C. §42-202B.

DATED July 23, 2004.


JOHN M. MELANSON
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

AMENDED

In Re SRBA)
Case No. 39576)

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

Water Right 65-02916

2004 JUL 23 AM 8:57
DISTRICT COURT - SRBA
TWIN FALLS, IDAHO
FILED

NAME AND ADDRESS: BOULDER IRRIGATION CO
C/O SCHENCK REMSEN
PO BOX 450
MC CALL, ID 83638

SOURCE: LOUIE LAKE TRIBUTARY: LOUIE CREEK

QUANTITY: 361.00 AFY

PRIORITY DATE: 09/16/1925

POINT OF DIVERSION: T18N R04E S33 SENE Within Valley County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation from Storage	04-15 TO 10-15	361.00 AFY
	Irrigation Storage	01-01 TO 12-31	361.00 AFY

PLACE OF USE:

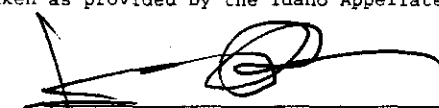
The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) (2003) and authorized pursuant to I.C. Section 42-1411 (2) (h) (2003). The data comprising the digital boundary are incorporated herein by reference and are stored on a cd-rom disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREE was mailed on July 23, 2004, with sufficient first-class postage to the following:

BOULDER IRRIGATION CO
C/O SCHENCK REMSEN
PO BOX 450
MC CALL, ID 83638
Phone: 208-634-3238

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

ORDER

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FILE COPY FOR 00657


Deputy Clerk

Boulder Irrigation

- Boundary
- Townships
- Sections
- Quarter/Quarters



2000 0 2000 4000 Feet

