

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED
2004 APR 1 PM 12 36

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
)
)
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_____)

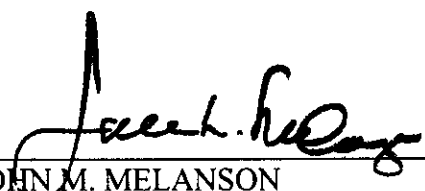
Water Right Nos. 31-11803 & 31-11804

On January 22, 2004, a *Special Master's Report and Recommendation* was filed for the above water rights. 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 rights 31-11803 and 31-11804 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED April 1, 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

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO

FILED

2004 APR 1 PM 12 37

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-11803

NAME AND ADDRESS: BLAINE L LARSEN
CONNIE L LARSEN
PO BOX 188
HAMER, ID 83425-0188

SOURCE: GROUND WATER

QUANTITY: 0.02 CFS
3.00 APY

RIGHTS 31-11799, 31-11801 AND 31-11803 WHEN COMBINED SHALL NOT
EXCEED A FIVE YEAR AVERAGE ANNUAL DIVERSION VOLUME OF 24 AF.
THE COMBINED USE OF RIGHTS LISTED BELOW SHALL NOT EXCEED
7270.6 AF PER YEAR WHEN AVERAGED OVER A ROLLING FIVE YEAR
PERIOD. COMBINED RIGHT NOS.: 31-07052C, 31-07052N, 31-07052P,
31-07214B, 31-11791, 31-11792, 31-07368A, 31-07368C, 31-07369B,
31-11793, 31-11794, 31-07369F, 31-07439B, 31-07605, 31-07606,
31-07607, 31-07608, 31-07609, 31-07610A, 31-07611, 31-07612A,
31-07613, 31-07614, 31-07615A, 31-07616, 31-07617, 31-07618A,
31-11795, 31-11796, 31-07620A, 31-07621A, 31-07622A, 31-07623,
31-11797, 31-11798, 31-07625, 31-07626, 31-07627A, 31-07628,
31-07629, 31-07630, 31-07631, 31-11799, 31-11800, 31-11801,
31-11802, 31-07634, 31-07635A, 31-11803, 31-11804, 31-07637, AND
31-07638A

PRIORITY DATE: 04/23/1983

POINT OF DIVERSION: T08N R36E S10 SWNEW Within Jefferson County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.02 CFS 3.00 APY

The period of use for the irrigation described in this approval
may be extended to a beginning date of 4/1 and an ending date of
10/31 provided that beneficial use of the water can be shown and
other elements of the right are not exceeded. The use of water
before 4/15 and after 10/15 is subordinate to all water rights
having no subordinated early or late irrigation use and a
priority date earlier than the date of this approval.

PLACE OF USE: Irrigation Within Jefferson County
T08N R36E S03 SWSE 10.4
10.4 Acres Total

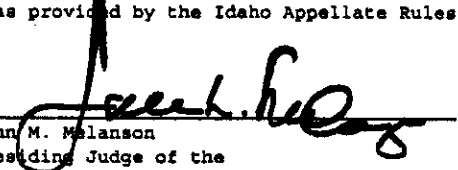
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1.3 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

2004 APR 01 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
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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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 31-11803

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 31-11803 was mailed
on April 01, 2004, with sufficient first-class postage prepaid
to the following:

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

BLAINE L LARSEN
CONNIE L LARSEN
PO BOX 188
HAMER, ID 83425-0188

JULIE MURPHY
Chief Deputy Clerk

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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2004 APR 1 PM 12 37

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-11804

NAME AND ADDRESS: BLAINE L LARSEN
CONNIE L LARSEN
PO BOX 188
HAMER, ID 83425-0188

SOURCE: GROUND WATER

QUANTITY: 0.38 CFS
57.80 AFY

RIGHTS 31-11800, 31-11802 AND 31-11804 WHEN COMBINED SHALL NOT
EXCEED A FIVE YEAR AVERAGE ANNUAL DIVERSION VOLUME OF 431 AF. THE
COMBINED USE OF RIGHTS LISTED BELOW SHALL NOT EXCEED 7270.6 AF
PER YEAR WHEN AVERAGED OVER A ROLLING FIVE YEAR PERIOD. COMBINED
RIGHT NOS.: 31-07052C, 31-07052N, 31-07052P, 31-07214B, 31-11791,
31-11792, 31-07368A, 31-07368C, 31-07369E, 31-11793, 31-11794,
31-07369F, 31-07439B, 31-07605, 31-07606, 31-07607, 31-07608,
31-07609, 31-07610A, 31-07611, 31-07612A, 31-07613, 31-07614,
31-07615A, 31-07616, 31-07617, 31-07618A, 31-11795, 31-11796,
31-07620A, 31-07621A, 31-07622A, 31-07623, 31-11797, 31-11798,
31-07625, 31-07626, 31-07627A, 31-07628, 31-07629, 31-07630,
31-07631, 31-11799, 31-11800, 31-11801, 31-11802, 31-07634,
31-07635A, 31-11803, 31-11804, 31-07637, AND 31-07638A.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE AT
THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

PRIORITY DATE: 04/23/1983

POINT OF DIVERSION: T08N R36E S10 SWNENW Within Jefferson County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-15 TO 10-15 0.38 CFS
57.80 AFY

THE PERIOD OF USE FOR THE IRRIGATION DESCRIBED IN THIS APPROVAL
MAY BE EXTENDED TO A BEGINNING DATE OF 4/1 AND AN ENDING DATE OF
10/31 PROVIDED THAT BENEFICIAL USE OF THE WATER CAN BE SHOWN AND
OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER
BEFORE 4/15 AND AFTER 10/15 IS SUBORDINATE TO ALL WATER RIGHTS
HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A
PRIORITY DATE EARLIER THAN THE DATE OF THIS APPROVAL.

PLACE OF USE: Irrigation Within Jefferson County
T08N R36E S03 SWSW 7.1 SESW 15.5
SWSE 1.6
S10 NWNE 19.8 SWNE 10.5
NENW 38.8 NWNW 34.0
SWNW 22.0 SENW 34.8
184.1 Acres Total

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 24.7 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

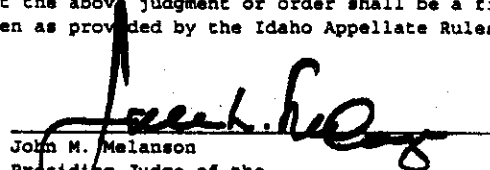
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS

OTHER PROVISIONS (continued)

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

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In Re SRBA

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CERTIFICATE OF MAILING

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Case No. 39576

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Water Right(s): 31-11804

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 31-11804 was mailed
on April 01, 2004, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
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BOISE, ID 83720-0098

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CONNIE L LARSEN
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JULIE MURPHY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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04/01/04