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Department of Water Resources

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED
2003 NOV 28 PM 4 30

**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

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)

ORDER OF PARTIAL DECREE

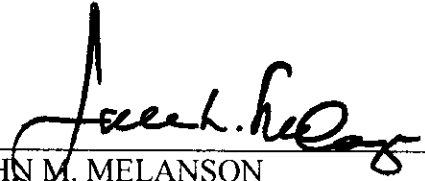
Water Right 43-00085

On August 27, 2003, a *Partially Amended Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Partially Amended 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 *Partially Amended Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 43-00085 be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 28, 2003.



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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 43-00085

2003 NOV 28 PM 4 30

NAME AND ADDRESS: ROUND MOUNTAIN RANCH
HC 72 BOX 2346
MALTA, ID 83342

SOURCE: CLEAR CREEK TRIBUTARY: SINKS

QUANTITY: 1.80 CFS

PRIORITY DATE: 07/14/1912

POINT OF DIVERSION: T16S R27E S27 SESENE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.80 CFS

PLACE OF USE:	Irrigation	Within Cassia County
	T15S R27E S34	NESW 20.0 NWSW 10.0 SESW 16.0 NWSE 38.0 SWSE 40.0 SESE 24.0
	T16S R27E S03 LOT 1	(NENE) 38.0 LOT 2 (NWNE) 27.0 SWNE 40.0 SENE 40.0 NESE 40.0
	S26	NWNW 35.0 SWNW 25.0
	S27	NENE 35.0 NWNE 40.0 SWNE 10.0 SENE 20.0
	498.0 Acres Total	

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NOS. 43-00084 & 43-00286A IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 165 ACRES IN A
SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 43-00037, 43-00084 &
43-00286A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 310
ACRES IN A SINGLE IRRIGATION SEASON.

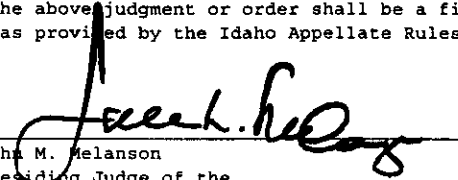
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43-B.

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

FALLS CO., IDAHO

In Re SRBA)
)
Case No. 39576)
)

Water Right(s): 43-00085

I certify that a true and correct copy of the PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 43-00085 was mailed on November 28, 2003, with sufficient first-class postage prepaid to the following:

ROUND MOUNTAIN RANCH
HC 72 BOX 2346
MALTA, ID 83342

CERTIFICATE OF MAILING