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Department of Water Resources

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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

ORDER OF PARTIAL DECREE

For Water Rights 61-00318, 61-00319, 61-00320  
& 61-00321

On June 15, 1999, an *Objection* to each of the above-captioned claims was filed by John McCallum on behalf of Charter Mountain Ranches, Incorporated.

On July 23, 1999, a *Notice of Withdrawal of Objections to Claims for Water Rights* for each of the above-captioned claims was filed on behalf of Charter Mountain Ranches, Incorporated. No further objections were filed.

Therefore, because all objections were withdrawn, the above-captioned claims proceeded as uncontested claims in accordance with I.C. § 42-1411(4). A hearing on the uncontested portion of the *Director's Report* was held on August 17, 1999. No party appeared in opposition. Pursuant to I.C. § 42-1412, the Court has reviewed the *Director's Report* and cannot find a reason to delay entry of the partial decree for each of the above-captioned claims.

IT IS ORDERED that water rights 61-00318, 61-00319, 61-00320 and 61-00321 are hereby decreed as set forth in the attached *Partial Decree[s] Pursuant to I.R.C.P. 54(b)*.

DATED 2/9/01.

R Burdick

ROGER BURDICK  
Presiding Judge of the  
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

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

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 61-00318

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FILED  
TWIN FALLS CO., IDAHO

NAME AND ADDRESS: HALF MOON RANCH  
6874 FAIRVIEW AVE  
BOISE, ID 83704

SOURCE: COLD SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.50 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A  
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1215.2 AF.  
COMBINED RIGHT NOS.: 61-00319, 61-00320, 61-00321, 61-10660 &  
61-11899.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 6.08 CFS. COMBINED RIGHT NOS.:  
61-00319, 61-00320, 61-00321, 61-10660 & 61-11899.

PRIORITY DATE: 05/01/1877

POINT OF DIVERSION: T05S R09E S05 SENESW Within Elmore County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 03-15 TO 11-15 | 0.50 CFS |

| PLACE OF USE: | Irrigation        | Within Elmore County |
|---------------|-------------------|----------------------|
|               | T05S R09E S05     | SESW 39.5            |
|               | S08               | SWSE 29.0            |
|               |                   | NWNE 39.0            |
|               |                   | SWNE 39.0            |
|               |                   | NENW 39.3            |
|               |                   | SESW 40.0            |
|               |                   | SWSE 39.0            |
|               | 303.8 Acres Total |                      |

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO  
THE IRRIGATION OF A COMBINED TOTAL OF 303.8 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-00319, 61-00320,  
61-00321, 61-10660 & 61-11899.

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.



Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication

## CERTIFICATE OF MAILING

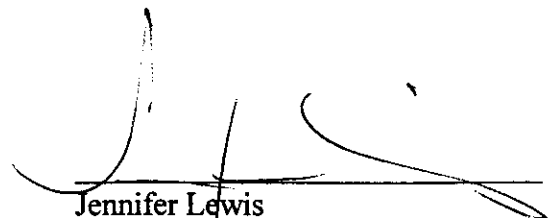
I certify that true and correct copies of the **ORDER OF PARTIAL DECREE** were mailed on February 9, 2001, with sufficient first-class postage, to the following:

IDWR Document Depository  
PO Box 83720  
Boise, ID 83720-0098

US Department of Justice  
Environment & Nat'l Resources  
550 West Fort Street, MSC 033  
Boise, ID 83724

Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
PO Box 44449  
Boise, ID 83720-0098

Half Moon Ranch  
6874 Fairview Ave  
Boise, ID 83704



Jennifer Lewis  
Deputy Clerk of the Court  
Snake River Basin Adjudication

CERTIFICATE OF MAILING