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NOV 06 1998

Department of Water Resources

1998 NOV -5 AM 8:33

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

Case No. 39576

) ORDER OF PARTIAL DECREE

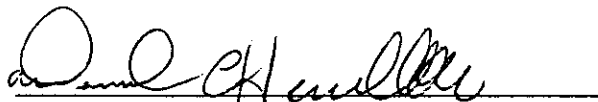
) For Water Right 55-10331

On September 25, 1998, a *Special Master's Report and Recommendation* was filed for the above water right. 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 right 55-10331 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED NOV 5 1998.



DANIEL C. HURLBUTT, JR.

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 55-10331

1998 NOV -5 AM 8:33
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: USDI BLM
IDAHO STATE OFFICE
1387 SOUTH VINNELL WAY
BOISE, ID 83709-1657

SOURCE: RED CANYON, WEST FORK
UNNAMED STREAMS
UNNAMED STREAMS
RED CANYON, EAST FORK
UNNAMED STREAMS
RED CANYON

TRIBUTARY: RED CANYON
RED CANYON, WEST FORK
RED CANYON, EAST FORK
RED CANYON
RED CANYON
OWYHEE RIVER

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1872

POINT OF DIVERSION:	T11S R04W S31	NWSE	(Instream Beginning Point) Within Owyhee County
	S32	SWNE	(Instream Beginning Point)
		SENE	(Instream Beginning Point)
		SWNW	(Instream Beginning Point)
		SENW	(Instream Beginning Point)
		NWSE	(Instream Beginning Point)
	T12S R04W S03	SESW	(Instream Beginning Point)
		SENW	(Instream Beginning Point)
	S04	SENE	(Instream Beginning Point)
		SESW	(Instream Ending Point)
		NESW	(Instream Ending Point)
		NWNE	(Instream Beginning Point)
		SENW	(Instream Ending Point)
	S05	SWSW	(Instream Ending Point)
		SENE	(Instream Beginning Point)
		NWSW	(Instream Ending Point)
		SWNW	(Instream Ending Point)
	S06	NENE	(Instream Ending Point)
	S08	SWSE	(Instream Beginning Point)
		NWNE	(Instream Beginning Point)
		NWNW	(Instream Ending Point)
	S09	SENE	(Instream Ending Point)
		SWNW	(Instream Ending Point)
		NWSW	(Instream Ending Point)
		NENW	(Instream Beginning Point)
		NWNW	(Instream Beginning Point)
	S16	SENW	(Instream Ending Point)
		NWSW	(Instream Ending Point)
		NENW	(Instream Ending Point)
	S17	SWNW	(Instream Beginning Point)
		NESW	(Instream Beginning Point)
		NESE	(Instream Beginning Point)
	S18	NENE	(Instream Beginning Point)
		SWSE	(Instream Ending Point)
		SENW	(Instream Beginning Point)
	S19	NENW	(Instream Ending Point)
		NWSE	(Instream Ending Point)
		SWNE	(Instream Ending Point)
	S20	NENW	(Instream Beginning Point)
		SWSE	(Instream Beginning Point)

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

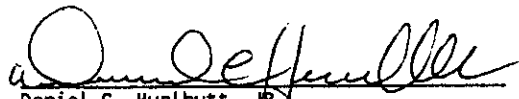
	NWSW	SWSW
	SESW	NESE
S18	NENE	SWNE
	SENE	SESW
	NESW	NESE
	SESW	NWSE
	SWSE	SESE
S19	NENE	NWNE
	SWNE	NENW
	SESW	NWSE
	SWSE	SESE
	SENE	NESE
S20	SWNW	SESW
	NESW	SWSE
	NESE	SWSW
	SESE	NWNW
	NENW	NENW
S21	SENE	NWSW
	SWNW	NWSE
	NESE	SESE
	SWSE	
	NWNW	
S28	NWNE	NENW
	NWNW	SWNW
	SESW	NESW
	NWSW	SWSW
S29	NENE	NWNE
	SWNE	SENE
	NENW	NWNW
	SWNW	SESW
	NWSW	SWSW
	NESW	NESE
	NWSE	SESW
S30	NESE	NENE
	NWNE	SENE
	SESE	
S31	NESE	SESE
	NENE	SENE
	SWSE	
S32	NENE	SWNE
	SWNW	SESW
	NESW	NWSW
	SWSW	NWNE
T13S R04W S06	NWNE	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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.


 Daniel C. Hurlbutt, Jr.
 Presiding Judge
 Snake River Basin Adjudication

1998 NOV 05 PM 02:00
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)
)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 55-10331

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 55-10331 was mailed
on November 05, 1998, with sufficient first-class postage prepaid
to the following:

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

USDI BLM
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

STANFORD LIVESTOCK
JORDAN VALLEY, OR 97910

DIANA DELANEY
Chief Deputy Clerk