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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

)

ORDER OF PARTIAL DECREE

)

Case No. 39576

)

For Water Right 55-10330

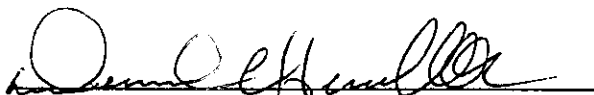
)

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 55-10330 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 55-10330

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: BEAVER CREEK TRIBUTARY: DEEP CREEK
UNNAMED STREAMS BEAVER CREEK
UNNAMED STREAMS CARTER CREEK
CARTER CREEK BEAVER CREEK
UNNAMED STREAMS TRAP CREEK
TRAP CREEK BEAVER CREEK

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 06/01/1872

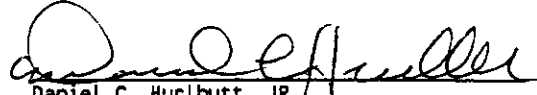
POINT OF DIVERSION: T12S R03W S17 SWSE (Instream Ending Point) Within Owyhee County
SWNW (Instream Beginning Point)
SESW (Instream Ending Point)
S18 LOT 04 (SWSW) (Instream Ending Point)
SWSE (Instream Ending Point)
SENW (Instream Ending Point)
S19 SESE (Instream Beginning Point)
NESE (Instream Beginning Point)
NWSW (Instream Beginning Point)
S20 NENW (Instream Ending Point)
SESW (Instream Ending Point)
S30 SWNE (Instream Ending Point)
S31 SWNE (Instream Ending Point)
R04W S02 SWNE (Instream Beginning Point)
S10 NESW (Instream Beginning Point)
S13 SWNW (Instream Beginning Point)
NESW (Instream Beginning Point)
S15 NWSW (Instream Beginning Point)
S23 NENE (Instream Beginning Point)
S24 NESW (Instream Ending Point)
SWSE (Instream Beginning Point)
SWNE (Instream Ending Point)
S25 NWNW (Instream Beginning Point)
S36 NESE (Instream Ending Point)
SENE (Instream Beginning Point)
SENW (Instream Beginning Point)
SWNE (Instream Beginning Point)

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Stockwater 01-01 TO 12-31 0.02 CFS

PLACE OF USE: Stockwater Within Owyhee County
T12S R03W S17 SWNW NWSW
SWSW SESW
SWSE NESW
S18 SWNE LOT 01 (NWNW)
SENW LOT 03 (NWSW)
LOT 04 (SWSW) SESW

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): 55-10330

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 55-10330 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

COLLINS COW CO
1803 DANNER LOOP RD
JORDAN VALLEY, OR 97910

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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11/05/98