

1999 MAR 26 AM 9: 28

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

**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 55-02116
_____	)	

On February 8, 1999, 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 55-02116 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED MAR 26 1999.



BARRY WOOD
Administrative District Judge
Interim 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

1999 MAR 26 AM 9:29

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 55-02116

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME AND ADDRESS: DONNA M BENNETT
GEORGE L BENNETT
HC 85 BOX 271
GRAND VIEW, ID 83624

SOURCE: UNNAMED STREAM TRIBUTARY: OWYHEE RIVER

QUANTITY: 0.50 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
STORAGE CAPACITY 25 AF.

PRIORITY DATE: 08/22/1921

POINT OF DIVERSION: T09S R02W S31 SWESE (Rediversion) Within Owyhee County
SESE

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	0.50 CFS
Irrigation Storage	01-01 TO 12-31	6.70 AFY
Irrigation from Storage	04-01 TO 10-31	6.70 AFY
Stockwater	01-01 TO 12-31	0.12 CFS
Stockwater Storage	01-01 TO 12-31	6.70 AFY
Stockwater from Storage	01-01 TO 12-31	6.70 AFY

PLACE OF USE:	Irrigation		Within Owyhee County
	T09S R02W S31	SWNW 7.0	NESW 19.0
		NWSW 1.0	
	27.0 Acres Total		
	Irrigation Storage		Within Owyhee County
	T09S R02W S31	SWNW	SESW
		NESW	NWSW
	Irrigation from Storage		Within Owyhee County
	T09S R02W S31	SWNW	NESW
		SESW	NWSW
	Stockwater		Within Owyhee County
	T09S R02W S31	NESW	NWSW
		SWNW	SESW
	Stockwater Storage		Within Owyhee County
	T09S R02W S31	SESW	NESW
		SESE	SWNW
		NWSW	
	Stockwater from Storage		Within Owyhee County
	T09S R02W S31	SESE	SESW
		SESW	SWNW
		NESW	NWSW

USE OF THIS RIGHT WITH RIGHT NO. 55-04124 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 27 ACRES IN A SINGLE
IRRIGATION SEASON.

1999 MAR 29 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): 55-02116

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 55-02116 was mailed
on March 29, 1999, 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: 208-387-0935

DONNA M BENNETT
GEORGE L BENNETT
HC 85 BOX 271
GRAND VIEW, ID 83624
Phone: 208-834-2398

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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