

2001 MAR 19 AM 8:41
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 51-07110A
_____	)	

On January 12, 2001, an *Order Granting Motion to Withdraw Objections and 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 51-07110A is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED MAR 19 2001.



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 51-07110A

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NAME AND ADDRESS: EUGENE A. TINDALL
MARY M. TINDALL
HC 85 BOX 167
BRUNEAU, ID 83604

SOURCE: GROUNDWATER

QUANTITY: 6.61 CFS
1856.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 51-02107 & 51-07110B IS LIMITED
TO A TOTAL COMBINED DIVERSION RATE OF 9.32 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1864 AF.

PRIORITY DATE: 08/23/1976

POINT OF DIVERSION: T07S R05E S21 SESWS Within Owyhee County
S28 NESWNE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	6.61 CFS 1856.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT
EXCEEDED. THE USE OF WATER BEFORE MARCH UNDER THIS REMARK IS
SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR
LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT

PLACE OF USE:	Irrigation		Within Owyhee County
	T07S R05E S20	SESE 18.0	
	S21	NENW 34.0	NWNW 33.0
		SWNW 39.0	SENE 33.0
		NESW 31.0	NWSW 29.0
		SWSW 38.0	
	S28	SWNE 19.0	NWNW 40.0
		SWNW 34.0	SENE 19.0
		NESW 34.0	NWSW 5.0
		NWSE 35.0	
	S29	NENE 23.0	
	464.0 Acres Total		

USE OF THIS RIGHT WITH RIGHT NO. 51-02107 & 51-07110B IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 466 ACRES IN A SINGLE
IRRIGATION SEASON.

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).