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APR 24 2001

Department of Water Resources

2001 APR 23 AM 8:27

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 51-04058

On January 24, 2001, a *Second Amended Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Second Amended 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 *Second Amended Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 51-04058 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED APR 23 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 51-04058

2001 APR 23 AM 8:28

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS:

JEAN C JEWETT CAMPBELL
HC 85 BOX 118
BRUNEAU, ID 83604

SOURCE:

GROUNDWATER

QUANTITY:

1.17 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND
STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THIS RIGHT WITH RIGHT NO. 51-12762 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.36 CFS, AND A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 391.2 AF.

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

PRIORITY DATE:

03/15/1930

POINT OF DIVERSION:

T07S R06E S27 NWSENE Within Owyhee County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-01 TO 11-15	1.08 CFS
Stockwater	01-01 TO 12-31	0.05 CFS
Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

DOMESTIC USE INCLUDES HEATING FOR ONE HOME AND A BARN

PLACE OF USE:

Irrigation	Within Owyhee County
T07S R06E S27	NENE 12.0 NWNE 29.0 SENE 28.8
97.8 Acres Total	

Stockwater

Same as Irrigation

Within Owyhee County

Domestic

T07S R06E S27 SENE

Within Owyhee County

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 66.3 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 51-12762 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 97.8 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).

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.

A handwritten signature in black ink, appearing to read "R. Burdick", is written over a horizontal line.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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In Re SRBA)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s) : 51-04058

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 51-04058 was mailed
on April 23, 2001, 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

JEAN C JEWETT CAMPBELL
HC 85 BOX 118
BRUNEAU, ID 83604
Phone: 208-845-2672

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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04/23/01