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Department of Water Resources

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 31 2003	
By _____	Clerk
_____	Deputy Clerk

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

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)
ORDER OF PARTIAL DECREE

For Water Right 36-07041

On June 17, 2003, a *Special Master's Report and Order Granting Joint Motion to Dismiss Objections* was filed for the above water right. No Challenges were filed to the *Special Master's Report* 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.

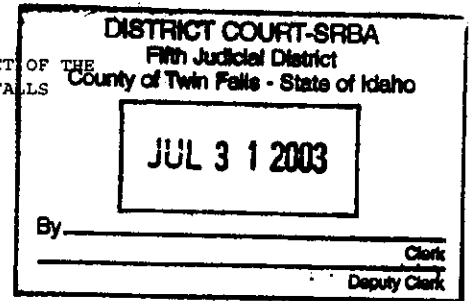
Therefore, IT IS ORDERED that water right 36-07041 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED July 31, 2003.

Roger Burdick

ROGER S. BURDICK
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 36-07041

NAME AND ADDRESS: YOUNG & YOUNG PARTNERSHIP
PO BOX 707
RUPERT, ID 83350

SOURCE: GROUNDWATER

QUANTITY: 4.40 CFS
1128.00 AFY

PRIORITY DATE: 10/15/1968

POINT OF DIVERSION:	T06S R23E S26	SWNENW	Within Minidoka County
		SWNENW	
		SWNESW	
		SWNESW	
	S32	SWSWSE	Within Lincoln County
		SWSWSE	
	S33	NWNWNE	
		NWNWNE	
		NESESW	
		NESESW	
	R24E S31	SWNENE	Within Minidoka County
		SWNENE	
	LOT 7	(SENESEW)	
	LOT 7	(SENESEW)	
	S32	SESENE	
		SESENE	
		NWNWSW	
	S33	NESWNW	
		SWSESW	
	T07S R23E S01	NENESW	
	S03 LOT 3	(NENENW)	
	S11	SESENE	
		SESENE	
		NESWSE	
	S12	SWSENE	
		NWSENE	
		NWSENE	
	S13	NESWNE	
		NESWNE	
	S14	NESWNE	
		SESENE	
	S24	NENENE	
		NESWSW	
	R24E S04	NWNESE	
	S06	NENENE	
	S07	SWNENE	
	S11	NWSENE	
	S16	NENWSW	
	S20	SESENE	
	S21	SWNENE	

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	4.40 CFS
			1128.00 AFY

PLACE OF USE: Irrigation Within Minidoka County

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

PLACE OF USE (continued)

T06S R23E S26	NENW 33.0	NWNW 33.0
	SWNW 33.0	SESW 33.0
	NESW 33.0	NWSW 33.0
	SWSW 33.0	SESW 33.0
S32	NESW 30.5	NWSW 30.5
	SWSW 30.5	SESW 30.5
	NESE 30.5	NWSE 30.5
	SWSE 30.5	SESE 30.5
S33	NENE 32.5	NWNE 32.5
	SWNE 32.5	SENE 32.5
	NENW 32.5	NWNW 32.5
	SWNW 32.5	SESW 32.5
	NESW 32.5	NWSW 32.5
	SWSW 32.5	SESW 32.5
	NESE 32.5	NWSE 32.5
	SWSE 32.5	SESE 32.5
S36	SESW 7.0	SWSE 20.0
	SESE 9.0	
R24E S28	NWSW 33.0	SWSW 38.0
	SESW 39.0	
S29	SESE 35.0	
S30	SWSE 15.0	SESE 30.0
S31	NENE 39.0	NWNE 40.0
	SWNE 35.0	SENE 29.0
LOT 1	(NENW) 8.0	LOT 5 (SWNW) 29.0
LOT 6	(SESW) 15.0	LOT 7 (NESW) 38.0
LOT 8	(NWSW) 55.0	LOT 10 (SWSW) 49.0
LOT 12	(SESW) 34.0	NESE 37.0
	NWSE 40.0	SWSE 37.0
	SESE 29.0	
S32	NENE 33.0	NWNE 33.0
	SWNE 39.0	SENE 38.0
	NENW 33.0	NWNW 33.0
	SWNW 38.0	SESW 39.0
	NESW 39.0	NWSW 38.0
	SWSW 33.0	SESW 33.0
	NESE 38.0	NWSE 39.0
	SWSE 33.0	SESE 33.0
S33	NENW 39.0	NWNW 38.0
	SWNW 39.0	SESW 39.0
	NESW 39.0	NWSW 38.0
	SWSW 20.0	SESW 33.0
T07S R23E S01 LOT 1	(NENE) 18.0	LOT 2 (NWNE) 18.0
	SWNE 39.0	SENE 39.0
LOT 3	(NENW) 18.0	LOT 4 (NWNW) 18.0
	SWNW 39.0	SESW 39.0
	NESW 36.0	NWSW 36.0
	SWSW 33.0	SESW 33.0
	NESE 36.0	NWSE 36.0
	SWSE 33.0	SESE 33.0
S02 LOT 1	(NENE) 18.0	LOT 2 (NWNE) 18.0
	SWNE 37.0	SENE 37.0
LOT 3	(NENW) 18.0	LOT 4 (NWNW) 18.0
	SWNW 37.0	SESW 37.0
	NESW 27.0	NWSW 27.0
	SWSW 39.0	SESW 39.0
	NESE 31.0	NWSE 22.0
	SWSE 21.0	SESE 36.0
S03 LOT 1	(NENE) 18.0	LOT 2 (NWNE) 18.0
	SWNE 37.0	SENE 37.0
LOT 3	(NENW) 18.0	LOT 4 (NWNW) 18.0
	SWNW 37.0	SESW 37.0
	NESW 10.0	NWSW 10.0
	NESE 27.0	NWSE 27.0

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

PLACE OF USE (continued)

	SWSE 39.0		SESE 39.0
S10	NENE 9.0		NWNE 9.0
S11	NENE 32.5		NWNE 32.5
	SWNE 32.5		SENE 32.5
	NENW 9.0		NWNW 9.0
	NESW 32.5		NWSW 32.5
	SWSW 32.5		SESW 32.5
	NESE 32.5		NWSE 32.5
	SWSE 32.5		SESE 32.5
S12	NENE 33.0		NWNE 33.0
	SWNE 33.0		SENE 33.0
	NENW 33.0		NWNW 33.0
	SWNW 33.0		SENW 33.0
	NESW 33.0		NWSW 33.0
	SWSW 39.0		SESW 39.0
	NESE 33.0		NWSE 33.0
	SWSE 39.0		SESE 33.0
S13	NENE 33.0		NWNE 39.0
	SWNE 33.0		SENE 33.0
	NENW 39.0		NWNW 38.0
	SWNW 33.0		SENW 33.0
	NESW 38.0		NWSW 38.0
	SWSW 33.0		SESW 39.0
	NESE 33.0		NWSE 38.0
	SWSE 38.0		SESE 35.0
S14	NENE 32.5		NWNE 15.0
	SENE 32.5		NESW 35.0
	NWSW 28.0		SWSW 1.0
	SESW 9.0		NESE 36.0
	NWSE 31.0		SWSE 14.0
	SESE 25.0		
S24	NENE 36.0		NWNE 17.0
	SWNE 28.0		SENE 17.0
	NENW 15.0		NWNW 1.0
	SWNW 36.0		SENW 36.0
	NESW 39.0		NWSW 32.0
	SWSW 37.0		SESW 37.0
	NESE 36.0		NWSE 39.0
	SWSE 35.0		SESE 32.0
R24E S02 LOT 1	(NENE) 9.0	LOT 2	(NWNE) 9.0
	SWNE 33.0		SENE 33.0
S04 LOT 1	(NENE) 20.0	LOT 2	(NWNE) 20.0
	SWNE 39.0		SENE 33.0
LOT 3	(NENW) 20.0	LOT 4	(NWNW) 20.0
	SWNW 33.0		SENW 39.0
	NESE 33.0		NWSE 39.0
	SWSE 33.0		SESE 33.0
S06 LOT 1	(NENE) 18.0	LOT 2	(NWNE) 18.0
	SWNE 39.0		SENE 39.0
	NESE 36.0		NWSE 36.0
	SWSE 33.0		SESE 33.0
S07	NENE 33.0		NWNE 33.0
	SWNE 33.0		SENE 33.0
	NENW 33.0		SENW 33.0
S11	NENW 33.0		NWNW 33.0
	SWNW 25.0		SENW 39.0
	NESW 39.0		NWSW 33.0
	SWSW 33.0		SESW 33.0
S16	NENE 33.0		NWNE 33.0
	SWNE 39.0		SENE 33.0
	NENW 33.0		NWNW 33.0
	SWNW 33.0		SENW 39.0
	NESW 39.0		NWSW 32.0
	SWSW 32.0		SESW 33.0

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

PLACE OF USE (continued)

	NESE 33.0	NWSE 39.0
	SWSE 33.0	SESE 33.0
S20	NENE 33.0	NWNE 38.0
	SWNE 36.0	SENE 33.0
	NENW 38.0	NWNW 33.0
	SWNW 33.0	SENW 38.0
	NESW 29.0	NWSW 8.0
	NESE 39.0	NWSE 39.0
	SWSE 2.0	SESE 5.0
S21	NENE 33.0	NWNE 38.0
	SWNE 39.0	SENE 33.0
	NENW 38.0	NWNW 33.0
	SWNW 33.0	SENW 39.0

8644.0 Acres Total

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

THE USE AND ADMINISTRATION OF THIS WATER RIGHT IS SUBJECT TO THE CONDITIONS OF APPROVAL FOUND IN ADMINISTRATIVE TRANSFER NO 66087, APPROVED ON MAY 14, 2002, AND FILED IN THE OFFICE OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication