

Department of Water Resources

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2003 JUL 29 PM 3 36

**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

ORDER OF AMENDED PARTIAL DECREES; I.R.C.P. 60(a)

For Water Rights Listed on Exhibit A

On April 23, 2003, ***Partial Decrees*** were issued for the water rights listed on Exhibit A attached. On July 17, 2003, the Idaho Department of Water Resources notified the Court about partial omissions in the descriptions of the Source element. In reviewing these water rights, the Court determines these omissions were the result of clerical errors.

Therefore, IT IS ORDERED that the water rights listed on the attached Exhibit A are hereby **decreed** as set forth in the attached ***Amended Partial Decrees Pursuant to I.R.C.P. 54(b)***. The previously issued ***Partial Decrees*** are replaced and superseded thereby.

DATED July 29, 2003.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

63-05121
63-05163
63-05265
63-05267
63-05268
63-05269
63-05270
63-07249
63-07256
63-07263
63-07659
63-07660
63-07866
63-07877
63-07891
63-08206
63-08207
63-08238
63-08370
63-09168
63-09683
63-09684
63-09699
63-09750

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 63-07866

NAME AND ADDRESS: GREENE TREE INC
1 GREYLOCK LN
ATLANTA, ID 83601

SOURCE: GREYLOCK CREEK TRIBUTARY: MIDDLE FORK BOISE RIVER
JOE DALEY CREEK TRIBUTARY: MIDDLE FORK BOISE RIVER

QUANTITY: 0.48 CFS
235.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 63-2532 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .30 CFS FROM GREYLOCK CREEK.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.44 CFS. COMBINED RIGHT NOS.:
63-2532 & 63-3609.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .02 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 3.5 AF PER ACRE AT FIELD HEADGATE.
COMBINED RIGHT NOS.: 63-2532 & 63-3609

PRIORITY DATE: 09/12/1973

POINT OF DIVERSION: T06N R11E S35 NENW Within Elmore County
SENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	0.48 CFS 140.00 AFY
	Irrigation Storage	01-01 TO 12-31	95.00 AFY
	Irrigation from Storage	04-15 TO 10-31	95.00 AFY
	Diversion to Storage	01-01 TO 12-31	0.30 CFS

PLACE OF USE:	Irrigation	Within Elmore County	
	T06N R11E S35	NENE 1.2	NWNE 0.8
		SWNE 12.7	SENE 1.9
		NENW 0.8	SWNW 1.6
		SENW 33.5	NESW 12.9
		NWSW 5.1	
	S36	NWNW 1.6	
	72.1 Acres Total		

Irrigation Storage Within Elmore County
Same as Irrigation

Irrigation from Storage Within Elmore County
Same as Irrigation

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NOS. 39 AND
106.

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

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

OTHER PROVISIONS (continued)

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