

JUL - 8 2003

Department of Water Resources

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

2003 JUL 7 PM 3 41

**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 PARTIAL DECREE

For Water Rights 02-10199 and 02-10200

On May 20, 2003, a *Special Master's Report and Recommendation* was filed for the above water rights. 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 rights 02-10199 and 02-10200 are hereby **decreed** as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED July 07, 2003.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

In Re SRBA

Case No. 39576

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

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

Water Right 02-10199

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

2003 JUL 7 PM 3 41

NAME AND ADDRESS:

ACE BLACK RANCH
C/O ACE BLACK
HC 85 BOX 101
BRUNEAU, ID 83604

SOURCE:

SNAKE RIVER

QUANTITY:

0.02 CFS

TRIBUTARY: COLUMBIA RIVER

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.
04/01/1875

PRIORITY DATE:

POINT OF DIVERSION:

T05S R04E S13 LOT 2 (NENE)
LOT 3 (SENE)
LOT 4 (NESE)
SESE
S14 LOT 4 (NENE)
LOT 5 (SWNE)
S15 LOT 5 (SESE)
S22 LOT 6 (SWNE)
S24 NENE
S27 LOT 5 (NWNE)
S35 NENW
NESE
NWSE
SESE
S36 SWSW
R05E S16 LOT 3 (SESW)
S19 LOT 3 (NWNE)
SWNE
LOT 8 (SWNW)
LOT 9 (SENW)
LOT 7 ()
S36 LOT 1 (NENE)
LOT 2 (SENE)
R06E S19 LOT 5 ()
S30 LOT 5 (NENW)
LOT 7 (SENW)
LOT 8 (NWSW)
LOT 9 (SWSW)
S33 LOT 5 (SESE)
S34 LOT 5 (SWSW)
T06S R05E S08 NENE
NWNE
S09 SWNE
SENE
S10 NWSW
R06E S03 LOT 1 (NENE)
LOT 2 (SWNE)
S04 LOT 1 (NENE)
LOT 2 (NWNE)
LOT 3 (NENW)
LOT 4 (NWNW)

Within Owyhee County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
Stockwater

PERIOD OF USE
10-01 TO 05-01

QUANTITY
0.02 CFS

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 02-10199
File Number: 00015

PURPOSE AND PERIOD OF USE (continued)

PLACE OF USE:	Stockwater			Within Owyhee County
	T05S R04E S13 LOT 2	(NENE)	LOT 3	(SENE)
		LOT 4 (NESE)		SESE
	S14 LOT 4	(NENE)	LOT 5	(SWNE)
	S15 LOT 5	(SESE)		
	S22 LOT 6	(SWNE)		
	S24	NENE		
	S27 LOT 5	(NWNE)		
	S35	NENW		NESE
		NWSE		SESE
	S36	SWSW		
	R05E S16 LOT 3	(SESW)		
	S19 LOT 3	(NWNE)		SWNE
	LOT 8	(SWNW)	LOT 9	(SENE)
	LOT 7	()		
	S36 LOT 1	(NENE)	LOT 2	(SENE)
	R06E S19 LOT 5	()		
	S30 LOT 5	(NENW)	LOT 7	(SENE)
	LOT 8	(NWSW)	LOT 9	(SWNE)
	S33 LOT 5	(SESE)		
	S34 LOT 5	(SWSW)		
	T06S R05E S08	NENE		NWNE
	S09	SWNE		SENE
	S10	NWSW		
	R06E S03 LOT 1	(NENE)	LOT 2	(SWNE)
	S04 LOT 1	(NENE)	LOT 2	(NWNE)
	LOT 3	(NENW)	LOT 4	(NWNW)

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

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

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

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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 02-10200

2003 JUL 7 PM 3 41

NAME AND ADDRESS: ACE BLACK RANCH
C/O ACE BLACK
HC 85 BOX 101
BRUNEAU, ID 83604

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1936

POINT OF DIVERSION: T05S R05E S17 LOT 6 (SESE) Within Owyhee County
T05S R04E S14 SENE
LOT 6 ()
LOT 7 (NWSW)
SWSW
S22 NENE
LOT 7 (NWSE)
S26 SWNW
NWSW
SWSW
S35 NWNE
R05E S17 LOT 4 (SESW)
LOT 5 ()
S19 LOT 2 (NENE)
S20 LOT 2 (NWNW)
S21 LOT 4 (NENW)
LOT 5 (SENW)
LOT 7 (NESW)
S23 LOT 5 (SWSW)
LOT 6 (SESW)
LOT 7 (SWSE)
LOT 8 (SESE)
S24 LOT 5 (NESW)
LOT 4 ()
LOT 7 (NESE)
LOT 6 (NWSE)
S28 NWNE
R06E S30 LOT 6 (SWNW)
T06S R04E S01 LOT 2 (NWNE)
SENE
LOT 3 (NENW)
R05E S05 SWSW
SESW
SWSE
S06 LOT 5 (SWNW)
NESW
LOT 6 (NWSW)
SESW
SWSE
SESE
S09 LOT 2 (NWNE)
LOT 3 (NENW)
LOT 4 (NWNW)
S10 SWNW

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

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE Stockwater	PERIOD OF USE 10-01 TO 05-01	QUANTITY 0.02 CFS
PLACE OF USE:	Stockwater		Within Owyhee County
	T05S R04E S14	SENE	LOT 7 (NWSW)
		SWSW	
	S22	NENE	LOT 7 (NWSE)
	S26	SWNW	NWSW
		SWSW	
	S35	NWNE	
	R05E S17 LOT 4	(SESW)	LOT 6 (SESE)
	LOT 5	()	
	S19 LOT 2	(NENE)	SENE
	S20 LOT 2	(NWNW)	
	S21 LOT 4	(NENW)	LOT 5 (SENE)
	LOT 7	(NESW)	
	S23 LOT 5	(SWSW)	LOT 6 (SESW)
	LOT 7	(SWSE)	LOT 8 (SESE)
	S24 LOT 5	(NESW)	LOT 7 (NESE)
	LOT 6	(NWSE)	LOT 4 ()
	S28	NWNE	
	R06E S30 LOT 6	(SWNW)	
	T06S R04E S01 LOT 2	(NWNW)	SENE
	LOT 3	(NENW)	
	S05	SWSW	
	R05E S05	SESW	SWSE
	S06 LOT 5	(SWNW)	NESW
	LOT 6	(NWSW)	SESW
		SWSE	SESE
	S09 LOT 2	(NWNE)	LOT 3 (NENW)
	LOT 4	(NWNW)	
	S10	SWNW	

THE USE OF WATER WITHIN NWNE, S28, T05S, R05E IS LIMITED TO THE WEST HALF OF THAT PLACE OF USE.

THE USE OF WATER WITHIN LOT 2, LOT 3, AND SENE, S01, T06S, R04E; AND LOT 6 AND SESW, S06, T06S, R05E IS LIMITED TO THE NORTHERN BANK.

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

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A handwritten signature in black ink, reading "Roger Burdick", is written over a horizontal line.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication