

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 )  
\_\_\_\_\_ )

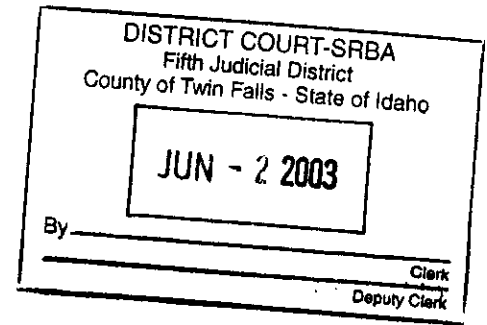
PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 36-08275B

RECEIVED

JUN - 3 2003

Department of Water Resources



NAME AND ADDRESS: YOUNG & YOUNG PARTNERSHIP  
300A E 1600 N  
RUPERT, ID 83350

SOURCE: GROUNDWATER

QUANTITY: 2.46 CFS  
492.00 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 36-02454B, 36-07007B,  
36-07021A AND 36-08274A IS LIMITED TO A TOTAL COMBINED DIVERSION  
RATE OF 3.45 CFS.

USE OF RIGHT NOS. 36-02058B, 36-02058C, 36-02058D, 36-02075B,  
36-02075D, 36-02075E, 36-02075F, 36-02191, 36-02193, 36-02233D,  
36-02233B, 36-02410B, 36-02410C, 36-02410D, 36-02454B, 36-02530A,  
36-02591, 36-02619, 36-02620, 36-02553B, 36-02553N, 36-02653P,  
36-02530B, 36-02653Q, 36-04006, 36-07007B, 36-07021A, 36-07021C,  
36-07041, 36-07042, 36-07391, 36-07580B, 36-07580C, 36-07580D,  
36-07795A, 36-07795B, 36-08068B, 36-08068D, 36-08068E, 36-08068F,  
36-08069N, 36-08069P, 36-08069Q, 36-08251E, 36-08274A, 36-08274B,  
36-08275B, 36-08404, 36-08775, 36-08776, 36-08777, 36-08778,  
36-11290, 36-11340, 36-15366B, 36-15366C, 36-15366D, 36-15455A,  
36-15456B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE  
OF 119.01 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME  
OF 34,296.0 AFY.

PRIORITY DATE: 05/09/1985

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

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

POINT OF DIVERSION (continued)

S21 SWNNWN

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

Irrigation

PERIOD OF USE

04-01 TO 10-31

QUANTITY

2.46 CFS

492.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 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

T06S R23E S26

NENW 33.0

SWNW 33.0

NESW 33.0

SWSW 33.0

S32

NESW 30.5

SWSW 30.5

NESE 30.5

SWSE 30.5

S33

NENE 32.5

SWNE 32.5

NENW 32.5

SWNW 32.5

NESW 32.5

SWSW 32.5

NESE 32.5

SWSE 32.5

S36

SESW 7.0

SESE 9.0

R24E S28

NWSW 33.0

SESW 39.0

S29

SESE 35.0

S30

SWSE 15.0

S31

NENE 39.0

SWNE 35.0

LOT 1

(NENW) 8.0

LOT 6

(SESW) 15.0

LOT 8

(NWSW) 55.0

LOT 12

(SESW) 34.0

NWSE 40.0

SESE 29.0

S32

NENE 33.0

SWNE 39.0

NENW 33.0

SWNW 38.0

NESW 39.0

SWSW 33.0

NESE 38.0

SWSE 33.0

S33

NENW 39.0

SWNW 39.0

NESW 39.0

SWSW 20.0

T07S R23E S01 LOT 1

(NENE) 18.0

SWNE 39.0

LOT 3

(NENW) 18.0

SWNW 39.0

NESW 36.0

Within Minidoka County

NWNW 33.0

SESW 33.0

NWSW 33.0

SESW 33.0

NWSW 30.5

SESW 30.5

NWSE 30.5

SESE 30.5

NWNE 32.5

SENE 32.5

NWNW 32.5

SESW 32.5

NWSW 32.5

SESW 32.5

NWSE 32.5

SESE 32.5

SWSE 20.0

SWSW 38.0

LOT 5

(SWNW) 29.0

LOT 7

(NESW) 38.0

LOT 10

(SWSW) 49.0

NESE 37.0

SWSE 37.0

NWNE 33.0

SENE 38.0

NWNW 33.0

SESW 39.0

NWSW 38.0

SESW 33.0

NWSE 39.0

SESE 33.0

NWNW 38.0

SESW 39.0

NWSW 38.0

SESW 33.0

LOT 2

(NWNE) 18.0

SENE 39.0

LOT 4

(NWNW) 18.0

SESW 39.0

NWSW 36.0

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

PLACE OF USE (continued)

|                |             |       |             |
|----------------|-------------|-------|-------------|
|                | 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   |       | SENW 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   |       | SENW 37.0   |
|                | NESW 10.0   |       | NWSW 10.0   |
|                | NESE 27.0   |       | NWSE 27.0   |
|                | 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   |       | NESE 37.0   |
|                | NWSE 33.0   |       | 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   |

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

PLACE OF USE (continued)

|     |           |           |
|-----|-----------|-----------|
|     | 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 |
|     | 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 |

8574.0 Acres Total

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 123 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF RIGHT NOS. 36-02058B, 36-02058C, 36-02058D, 36-02075B, 36-02075D, 36-02075E, 36-02075F, 36-02191, 36-02193, 36-02233D, 36-02233G, 36-02410B, 36-02410C, 36-02410D, 36-02454B, 36-02530A, 36-02530B, 36-02591, 36-02619, 36-02620, 36-02653B, 36-02653N, 36-02653P, 36-02653Q, 36-04006, 36-07007B, 36-07021A, 36-07021C, 36-07041, 36-07042, 36-07391, 36-07580B, 36-07580C, 36-07580D, 36-07795A, 36-07795B, 36-08068B, 36-08068D, 36-08068E, 36-08068F, 36-08069N, 36-08069P, 36-08069Q, 36-08251E, 36-08274A, 36-08274B, 36-08275B, 36-08404, 36-08775, 36-08776, 36-08777, 36-08778, 36-11290, 36-11340, 36-15366B, 36-15366C, 36-15366D, 36-15456A, 36-15456B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 8,574.0 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.



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Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication