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Department of Water Resources

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN - 2 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 31-00067A

On March 11, 2003, a *Special Master's Report and Recommendation* was filed for the above water right. 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 right 31-00067A is hereby **decreed** as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED June 2, 2003



ROGER S. BURDICK

Presiding Judge

Snake River Basin Adjudication

JUN - 2 2003

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 31-00067A

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: DAVID J HAGENBARTH
JAMES F HAGENBARTH
MARGARET HAGENBARTH
PO BOX 1128
DILLON, MT 59725

SOURCE: WEST CAMAS CREEK TRIBUTARY: CAMAS CREEK

POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM CROOKED
CREEK.

POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM CRAB
CREEK.

QUANTITY: 8.46 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 12.32 CFS. COMBINED RIGHT NOS.: 31-67A, 31-67B,
31-324 AND 31-11790.

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER
DESCRIBED ABOVE AT THE POINTS OF REDIVERSION IN T13N, R38E, S36,
SWNNWN AND T13N, R38E, S26, SENWSE.

PRIORITY DATE: 06/22/1900

PURSUANT TO A CALL, THIS RIGHT IS JUNIOR TO ALL WATER RIGHTS
ON WEST CAMAS CREEK WITH A PRIORITY DATE EARLIER THAN THE DATE A
PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

POINT OF DIVERSION:	T12N R38E S02 LOT 2	(SWNNWN)	(Rediversion)	Within Clark County
		NWSESE	(Rediversion)	
	S11	NENENE	(Rediversion)	
	T13N R38E S22	SENWNW	(Injection)	
		SENWNW		
	S26	SENWSE	(Rediversion)	
		SENWSE	(Rediversion)	
		NWSWSE	(Injection)	
	S35	NESWNE	(Rediversion)	
		SWNESE	(Rediversion)	
	S36	SWNNWN	(Rediversion)	

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 07-01	8.46 CFS
	Stockwater	05-01 TO 07-01	0.23 CFS

PLACE OF USE:	Irrigation	Within Clark County
	T12N R38E S02 LOT 1	(NENE) 11.0 LOT 2 (NWNE) 13.0
		SWNE 34.0 SENE 21.0
		NESE 21.0 NWSE 20.0
		SESE 18.0
	S11	NENE 38.0 SENE 12.0
	S12	NENW 39.0 NWNW 40.0
		SWNW 38.0 SENW 40.0
		NESW 37.0 NWSW 7.0
		SESW 20.0
	T13N R38E S35	SWNE 7.0 SENE 38.0
		NESE 27.0 NWSE 0.5
		SESE 0.5

PLACE OF USE (continued)

Stockwater	Within Clark County
Same as Irrigation	

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).

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

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication