

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

2003 MAY 9 PM 2 25

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 Right 32-00015**
)

On March 7, 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 32-00015 is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED May 9, 2003



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 32-00015

NAME AND ADDRESS: WAHOO & BHA INC
3930 E 2000 N
SUGAR CITY, ID 83448

SOURCE: INDIAN CREEK

TRIBUTARY: MEDICINE LODGE CREEK

QUANTITY: 1.32 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.82 CFS.
COMBINED RIGHT NOS.: 32-00014, 32-00016, 32-11219

PRIORITY DATE: 05/01/1884

POINT OF DIVERSION: T12N R34E S36 LOT 3 (SESW) Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.32 CFS

PLACE OF USE:	Irrigation	Within Clark County
T11N R34E S12	NENE 34.0 SWNE 40.0 NENW 32.0 NESW 34.0 NESE 32.0 SWSE 39.0	NWNE 40.0 SENE 34.0 SENW 36.0 SESW 38.0 NWSE 40.0 SESE 32.0
S13	NENE 40.0 SWNE 25.0 SESW 11.0 NWSE 30.0 SESE 40.0	NWNE 30.0 SENE 40.0 NESE 40.0 SWSE 40.0
S24	NENW 34.0 NESW 12.0	SENW 29.0
R35E S07	NENE 40.0 SWNE 39.0 NENW 40.0	NWNE 39.0 SENE 40.0
LOT 2	(SNNW) 38.0 NESW 40.0	LOT 1 (NWNW) 37.0 SENW 40.0
LOT 4	(SWSW) 39.0 NESE 39.0 SWSE 35.0	LOT 3 (NWSW) 39.0 SESW 40.0 SESE 38.0
S18	NENW 40.0 (SNNW) 39.0	LOT 1 (NWNW) 39.0 SENW 40.0
LOT 2	NESW 40.0 (SWSW) 39.0	LOT 3 (NWSW) 39.0 SESW 40.0
LOT 4	NESE 9.0 SWSE 40.0	NWSE 39.0 SESE 9.0
S19	NENE 9.0 SWNE 40.0	NWNE 40.0 SENE 9.0
1935.0 Acres Total		

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 1935 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 32-00014, 32-00016,
32-11219

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 124 ACRES IN A SINGLE

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

PLACE OF USE (continued)

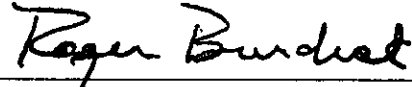
IRRIGATION SEASON. COMBINED RIGHT NOS. 32-00014, 32-00016

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication