

RECEIVED

SEP 14 2000

Department of Water Resources

200 SEP 13 PM 2:17

FILED  
TWIN FALLS CO., IDAHO

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 47-02413  
)  
\_\_\_\_\_)

On June 14, 2000, 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 47-02413 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED SEP 13 2000.



\_\_\_\_\_  
BARRY WOOD  
Administrative District Judge and  
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

In Re SRBA )  
Case No. 39576 )  
\_\_\_\_\_ )

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

Water Right 47-02413

2000 SEP 13 PM 2:17

FILED  
CLERK OF DISTRICT COURT  
TWIN FALLS, IDAHO

NAME AND ADDRESS: USDI BLM  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE, ID 83709-1657

RECEIVED

SEP 14 2000

Department of Water Resources

SOURCE: GROUNDWATER

QUANTITY: 0.32 CFS  
196.00 AFY

PRIORITY DATE: 12/20/1965

POINT OF DIVERSION: T12S R15E S10 NWNWSW Within Twin Falls County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|----------------------------|----------------|----------------|------------------------|
|                            | Stockwater     | 01-01 TO 12-31 | 0.32 CFS<br>196.00 AFY |

PLACE OF USE: Stockwater Within Twin Falls County

|                |      |            |
|----------------|------|------------|
| T11S R14E S13  | SWSE |            |
| S14            | SWNW |            |
| S21            | SWNE |            |
| S22            | NWSE |            |
| S23            | NWNW |            |
| S24            | SWNE |            |
| S25            | SESE |            |
| S26            | NENE |            |
| S27            | SWSE |            |
| S28            | NWSE |            |
| S29            | SENE | NWNW       |
| S33            | SESE |            |
| S35            | NESW |            |
| S36            | NWSE |            |
| R15E S01       | NESW |            |
| S02            | SESW |            |
| S04            | SESE |            |
| S06            | SWSW |            |
| S07 LOT 04 ( ) |      |            |
| S08            | NENE | SWNW       |
|                | SESW |            |
| S09            | NWSE |            |
| S10            | SWNW | SWSW       |
| S11            | NESW |            |
| S12            | NESW | NWSE       |
| S13            | SWSW |            |
| S14            | SESW |            |
| S15            | SESW | SWSE       |
| S17            | NWNE | SESE       |
| S18            | NESW | LOT 01 ( ) |
| S19 LOT 03 ( ) |      |            |
| S20            | NWSE |            |
| S21            | SWNW | SWSE       |
| S22            | SWNE |            |
| S23            | SESW |            |
| S24            | NENW | SESW       |
| S25            | NWNE |            |
| S26            | NESW |            |

|               |            |  |
|---------------|------------|--|
| S27           | SUNE       |  |
| S28           | NWSW       |  |
| S29           | SUNE       |  |
| S30           | NENE       |  |
| S31           | NENW       |  |
| S32           | SESW       |  |
| S33           | SESW       |  |
| S34           | SUNE       |  |
| S35           | SESW       |  |
| S36           | NWNW       |  |
| R16E S19      | LOT 02 ( ) |  |
| S30           | NESE       |  |
| S31           | SUNE       |  |
| T12S R14E S01 | NESE       |  |
| S02           | NESW       |  |
| S03           | NESE       |  |
| S10           | SUNE       |  |
| S11           | SESW       |  |
| S12           | SUNE       |  |
| S13           | NENE       |  |
| R15E S01      | SESW       |  |
| S02           | SENE       |  |
| S03           | SESE       |  |
| S04           | NWSW       |  |
| S05           | NWSW       |  |
| S06           | NESW       |  |
| S07           | LOT 04 ( ) |  |
| S10           | SENE       |  |
| S11           | SENE       |  |
| S12           | NENE       |  |
| S17           | NWNE       |  |
| S18           | NWNE       |  |
| R16E S06      | LOT 07 ( ) |  |
| S07           | NENE       |  |

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.

*[Signature]*

Barry Wood  
Administrative District Judge  
Presiding Judge of the  
Snake River Basin Adjudication

RECEIVED

SEP 14 2000

Department of Water Resources

2000 SEP 13 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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

)  
)  
)  
)  
CERTIFICATE OF MAILING

Water Right(s): 47-02413

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 47-02413 was mailed  
on September 13, 2000, with sufficient first-class postage prepaid  
to the following:

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

USDI BLM

Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724  
Phone: 208-387-0835

DIANA DELANEY  
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1  
09/13/00