

RECEIVED DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED
MAR - 5 2003
2003 MAR 4 AM 11 41
Department of Water Resources
Department of Water Resources

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

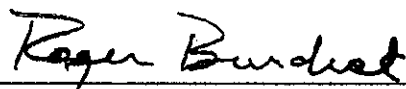
In Re SRBA)
) ORDER OF PARTIAL DECREE
Case No. 39576)
) For Water Right 37-07575
)
_____)

On 01-02-2003, 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 37-07575 is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED March 4, 2003.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

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

2003 MAR 4 AM 11 41

Water Right 37-07575

NAME AND ADDRESS: 4-BROS DAIRY INC
C/O ANDREW FITZGERALD
427 N 250 W
SHOSHONE, ID 83352

SOURCE: GROUND WATER

QUANTITY: 2.21 CFS
1072.00 AFY

PRIORITY DATE: 03/28/1977

POINT OF DIVERSION: T05S R15E S11 SENWSE Within Gooding County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.21 CFS 1072.00 AFY

PLACE OF USE:	Irrigation		Within Gooding County
	T05S R15E S10	SESE 15.0	
	S11	NESW 38.0	SWSW 34.0
		SESW 38.0	NWSE 32.0
		SWSE 38.0	
	S14	NWNE 36.0	SWNE 14.0
		NENW 39.0	NWNW 36.0
		SWNW 6.0	SENW 16.0
	S15	NENE 7.0	
	349.0 Acres Total		

PLACE OF USE IN T05S, R15E, S14, SWNW DOES NOT INCLUDE
FEDERAL PUBLIC LANDS.

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