

2003 MAR 31 PM 4 28

**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

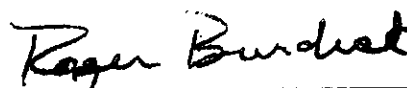
)
) **ORDER OF PARTIAL DECREE**
)
) **For Water Right 65-02927A**
)

On February 12, 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 65-02927A is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED March 31, 2003



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 65-02927A

2003 MAR 31 PM 4 28

NAME AND ADDRESS: REGIONAL DIRECTOR, PN REGION
REGIONAL DIRECTOR, PN REGION
BUREAU OF RECLAMATION
1150 N CURTIS RD
BOISE, ID 83706-1234

A BENEFICIAL USE OF A PORTION OF THE WATER REPRESENTED HEREBY IS
MADE BY THE LANDOWNERS WITHIN BLACK CANYON IRRIGATION DISTRICT,
EMMETT IRRIGATION DISTRICT, NOBLE DITCH COMPANY, FARMERS
COOPERATIVE IRRIGATION COMPANY, THE LOWER PAYETTE DITCH COMPANY,
AND BY INDIVIDUALS WHO HAVE ENTERED INTO CONTRACT WITH THE UNITED
STATES FOR IRRIGATION WATER FROM THIS STORAGE RESERVOIR. SUCH
BENEFICIAL USE IS SUBJECT TO AND PURSUANT TO CONTRACT WITH THE
UNITED STATES (AS MAY HEREAFTER BE SUPPLEMENTED OR AMENDED) FOR
IRRIGATION AND OTHER PERMITTED PURPOSES AS AUTHORIZED BY LAW
AND CONTRACTS.

SOURCE: PAYETTE RIVER, NORTH FORK TRIBUTARY: PAYETTE RIVER

QUANTITY: 697500.00 AFY

TOTAL RESERVOIR CAPACITY IS 700,000 ACRE FEET WHEN FILLED TO
ELEVATION 4828 FEET AND MEASURED AT THE UPSTREAM FACE OF THE DAM.
THIS TOTAL CAPACITY IS EQUAL TO THE COMBINED QUANTITIES OF WATER
RIGHTS 65-02927A AND 65-2927B.

PRIORITY DATE: 12/24/1937

POINT OF DIVERSION: T14N R03E S26 LOT 5 (NENE) Within Valley County
LOT 1 (NENE)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation Storage	01-01 TO 12-31	697500.00 AFY
	Irrigation from Storage	01-01 TO 12-31	697500.00 AFY
	Power Storage	01-01 TO 12-31	697500.00 AFY
	Power from Storage	01-01 TO 12-31	697500.00 AFY

PLACE OF USE: PLACE OF USE IS WITHIN VALLEY, BOISE, GEM, PAYETTE, WASHINGTON,
CANYON AND ADA COUNTIES.

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.

A handwritten signature in dark ink, appearing to read "Roger Burdick", is written over a horizontal line.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication