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APR 24 2001

Department of Water Resources

2001 APR 23 AM 8:28

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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 65-02803X
_____	)	

On January 9, 2001, 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 65-02803X is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED APR 23 2001.



ROGER BURDICK
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 65-02803X

2001 APR 23 AM 8:28

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: HANGING VALLEY RANCH INC
1625 ANNETT ST
BOISE, ID 83705

SOURCE: BURN CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.65 CFS

PRIORITY DATE: 05/27/1965

POINT OF DIVERSION: T10N R10E S29 NESW Within Boise County
SESW

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-15 TO 10-15	0.65 CFS
Diversion to Storage	01-01 TO 12-31	0.65 CFS
Recreation Storage	01-01 TO 12-31	8.80 AFY
Recreation	01-01 TO 12-31	0.65 CFS

THE RECREATION COMPONENTS ARE PONDS USED FOR RECREATIONAL
FISHING

PLACE OF USE: Irrigation Within Boise County
T10N R10E S29 SWSW 4.0 SESW 15.0
S31 NENE 5.0 SENE 5.0
S32 NENW 8.0 NWNW 35.0
SWNW 10.0
82.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 65-07149 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 82 ACRES IN A SINGLE
IRRIGATION SEASON.

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

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In Re SRBA

Case No. 39576

)
)
)
)

CERTIFICATE OF MAILING

Water Right(s): 65-02803X

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 65-02803X was mailed
on April 23, 2001, with sufficient first-class postage prepaid
to the following:

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

HANGING VALLEY RANCH INC
C/O FRANCES CARSON
1625 ANNETT ST
BOISE, ID 83705
Phone: 208-344-4070

HANGING VALLEY RANCH INC
1625 ANNETT ST
BOISE, ID 83705
Phone: 208-344-4070

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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04/23/01