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Department of Water Resources

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2002 DEC 26 AM 11 08

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 AMENDED PARTIAL DECREE**
Case No. 39576	)	
	)	**For Water Right 57-261**

On October 28, 2002, 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 the ***Partial Decree*** for water right 57-261 is hereby **amended** as set forth in the attached ***Amended Partial Decree Pursuant to I.R.C.P. 54(b)***.

DATED December 2, 2002.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED
2002 DEC 26 AM 11 08

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

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 57-00261

NAME AND ADDRESS: SEVEN HIGH RANCH INC
HC 79 BOX 44
MELBA, ID 83641

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.88 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.78 CFS, AND A TOTAL ANNUAL MAXIMUM DIVERSION VOLUME OF 661.5 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 57-01067, 57-02187, 57-00253, 57-0268, 57-01065, 57-02170 & 57-01064

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL ANNUAL MAXIMUM DIVERSION VOLUME OF 486.5 AF AT THE FIELD HEADGATE: 57-01067, 57-02187

PRIORITY DATE: 06/01/1888

POINT OF DIVERSION: T03S R04W S24 SWNE Within Owyhee County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	1.88 CFS
		378.00 AFY

PLACE OF USE: Irrigation Within Owyhee County

T02S R04W S35	SESW 13.0	NESE 17.0	
	SWSE 17.0	SESE 28.0	
T03S R04W S02 LOT 1	(NENE)13.0	LOT 2	(NWNE)20.0

108.0 Acres Total

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 139 ACRES IN A SINGLE IRRIGATION SEASON: 57-1067, 57-2187.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 189 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-01067, 57-02187, 57-00253, 57-00268, 57-01065, 57-02170 & 57-01064

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).

2002 DEC 26 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)	CERTIFICATE OF MAILING
)	
Case No. 39576)	
)	Water Right(s): 57-00261

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 57-00261 was mailed on December 26, 2002, with sufficient first-class postage prepaid to the following:

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

SEVEN HIGH RANCH INC
Represented by:
JOHN T. SCHROEDER
PO BOX 267
BOISE, ID 83701-0267
Phone: 208-384-1627

SEVEN HIGH RANCH INC
HC 79 BOX 44
MELBA, ID 83641

ROBBIN HALL
Chief Deputy Clerk

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 57-00261

1997 DEC 15 AM 10: 49

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: BRUCE REUCK
TERRY L REUCK
HC 88 BOX 1080
MURPHY ID 83650

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.88 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.78 CFS. COMBINED RIGHT NOS.: 57-01067, 57-02187, 57-00253, 57-00268, 57-01065, 57-02170 & 57-01064.

PRIORITY DATE: 06/01/1888

POINT OF DIVERSION: T03S R04W S24 SWNE Within OWYHEE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	Irrigation Season	1.88 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County

T02S R04W S35		SESW 4		NESE 17		SWSE 17		SESE 28
T03S R04W S02	Lot 1	(NENE)13	Lot 2	(NWNE)20	Lot 3	(NENW) 9		

108 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 189 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-01067, 57-02187, 57-00253, 57-00268, 57-01065, 57-02170 & 57-01064.

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.

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication