

2002 DEC 26 AM 11 09

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 AMENDED PARTIAL DECREE

For Water Right 57-2187

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 57-2187 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 S. BURDICK

Presiding Judge

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

AMENDED

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

2002 DEC 26 AM 11 09

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-02187

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

SOURCE: BABBINGTON CREEK TRIBUTARY: REYNOLDS CREEK

QUANTITY: 1.60 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.: 57-00261, 57-01067, 57-00253, 57-00268,
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: 57-261, 57-1067

PRIORITY DATE: 03/25/1947

POINT OF DIVERSION: T02S R04W S36 SWNW Within Owyhee County
T03S R04W S02 LOT 3 (NENW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.60 CFS

PLACE OF USE:	Irrigation	Within Owyhee County
	T02S R04W S25	SESW 3.0
	S35	SESW 1.0 NESE 11.0
		SWSE 6.0 SESE 19.0
	S36	NENW 7.0 SWNW 9.0
	T03S R04W S02 LOT 1 (NENE)10.0	LOT 2 (NWNE)18.0
	84.0 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: 57-261, 57-1067.

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.: 57-00261, 57-01067,
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).

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

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)
)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 57-02187

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 57-02187 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

CERTIFICATE OF MAILING

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12/26/02

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 57-02187

1997 DEC 15 AM 10:53

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

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

SOURCE: BABINGTON CREEK TRIBUTARY: REYNOLDS CREEK

QUANTITY: 1.6 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.78 CFS. COMBINED RIGHT NOS.:
57-00261, 57-01067, 57-00253, 57-00268, 57-01065, 57-02170 &
57-01064.

PRIORITY DATE: 03/25/1947

POINT OF DIVERSION: T02S R04W S36 SWNW Within Owyhee County
T03S R04W S02 LOT 3 (NENW)

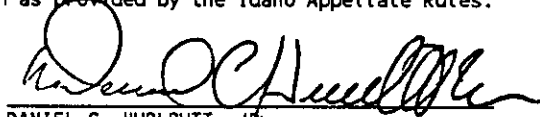
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.6 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County
	T02S R04W S25	SESW 3
	S35	NESE 11
	S36	NENW 7
	T03S R04W S02	Lot 1 (NENE)10
		Lot 2 (NWNE)18
		Lot 3 (NENW) 1
	90 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.: 57-00261, 57-01067,
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