

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC 30 2002	
By _____	Clerk Deputy Clerk

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

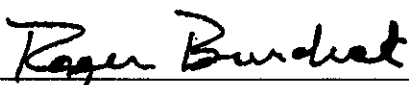
In Re SRBA	)	
	)	ORDER OF AMENDED PARTIAL DECREE
Case No. 39576	)	
_____	)	For Water Right 57-02026A

On October 10, 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 water right 57-02026A is hereby **decreed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED December 30, 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

In Re SRBA)
)
Case No. 39576)
_____)

AMENDED
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-02026A

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

DEC 30 2002

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: BEATRICE E BOSTON
1303 JACKSON ST
BOISE, ID 83705

WILLIAM BOSTON
1303 JACKSON STREET
BOISE, ID 83705

SOURCE: SALMON CREEK TRIBUTARY: REYNOLDS CREEK
FARROT CREEK SALMON CREEK
MURPHY CREEK SALMON CREEK

QUANTITY: 0.811 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
USE OF THIS RIGHT WITH RIGHT NO. 57-01033 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.811 CFS.

PRIORITY DATE: 04/29/1908

POINT OF DIVERSION: T02S R04W S02 SWSW Within Owyhee County
S03 SENE
S10 SESE
S11 NWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.811 CFS
	Domestic	01-01 TO 12-31	0.02 CFS
	Stockwater	01-01 TO 12-31	0.05 CFS

PLACE OF USE: Irrigation Within Owyhee County
T02S R04W S02 SWSW 10.0
S11 NWNW 6.0 SWNW 3.0
NESW 8.0 NWSW 3.0
30.0 Acres Total

Stockwater Within ERROR County
Same as Irrigation

Domestic Within ERROR County
Same as Irrigation

USE OF THIS RIGHT WITH RIGHT NO. 57-01033 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE
IRRIGATION SEASON.

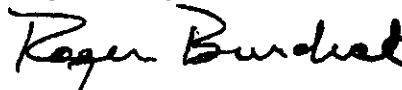
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

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

1998 FEB 25 AM 8:35

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 57-02026A

)

On August 4, 1997, 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 57-02026A is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED February 25, 1998.



DANIEL C. HURLBUTT, JR.

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-02026A

1998 FEB 25 AM 8:35

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: WILLIAM A BOSTON
BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705

SOURCE: SALMON CREEK TRIBUTARY: REYNOLDS CREEK
FARROT CREEK SALMON CREEK
MURPHY CREEK SALMON CREEK

QUANTITY: 0.811 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

USE OF THIS RIGHT WITH RIGHT NO. 57-01033 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.811 CFS.

PRIORITY DATE: 04/29/1908

POINT OF DIVERSION: T02S R04W S02 SWSW Within Owyhee County
S03 SENE
S10 SESE
S11 NWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.811 CFS
	STOCKWATER	01-01 12-31	0.05 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.02 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T02S R04W S02	SWSW 10			
	S11	NWNW 6	SWNW 3	NESW 8	NWSW 3
	30 ACRES TOTAL				

USE OF THIS RIGHT WITH RIGHT NO. 57-01033 IS LIMITED TO THE
THE IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE
IRRIGATION SEASON.

Place of use for STOCKWATER is same as IRRIGATION

Place of use for DOMESTIC is same as IRRIGATION

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

1998 FEB 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): 57-02026A

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 57-02026A was mailed
on February 26, 1998, with sufficient first-class postage prepaid
to the following:

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

WILLIAM AND BEATRICE BOSTON

Represented by:
JAMES C. BURNHAM
200 N 2ND ST STE 206
PO BOX 699 01
BOISE, ID 83701-0699
Phone: 208-344-9797

DIANA DELANEY
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)

SPECIAL MASTER'S RECOMMENDATION FOR

PARTIAL DECREE FOR

Water Right 57-02026A

1997 AUG -4 PM 3:18

DISTRICT COURT - SRBA
TWIN FALLS CO, IDAHO
FILED *[Signature]*

NAME & ADDRESS: WILLIAM A BOSTON
BEATRICE E BOSTON
1303 JACKSON ST
BOISE ID 83705

SOURCE: SALMON CREEK TRIBUTARY: REYNOLDS CREEK
FARROT CREEK SALMON CREEK
MURPHY CREEK SALMON CREEK

QUANTITY: 0.811 CFS

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TOTAL COMBINED DIVERSION RATE OF 0.811 CFS.

PRIORITY DATE: 04/29/1908

POINT OF DIVERSION: T02S R04W S02 SWSW Within OWYHEE County
S03 SENE
S10 SESE
S11 NWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.811 CFS
	STOCKWATER	01-01 12-31	0.05 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.02 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County
T02S R04W S02 SWSW 10
S11 NWNW 6 SWNW 3 NESW 8 NWSW 3
30 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 57-01033 IS LIMITED TO THE
THE IRRIGATION OF A COMBINED TOTAL OF 30 ACRES IN A SINGLE
IRRIGATION SEASON.

Place of use for STOCKWATER is same as IRRIGATION

Place of use for DOMESTIC is same as IRRIGATION

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

DATED: 8/4/97

[Signature]
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication