

1997 NOV 26 PM 2:37
DISTRICT COURT-SRBA
TWIN FALLS COUNTY
FILED

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

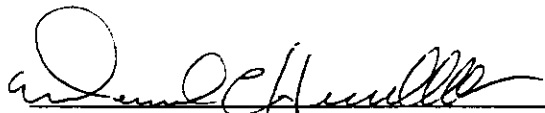
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 57-10916
_____	)	

On August 22, 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 57-10916 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 26, 1997.



DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

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Department of Water Resources

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 57-10916

1997 NOV 26 PM 2:37

DISTRICT COURT-5TH JUDICIAL DISTRICT
TWIN FALLS, IDAHO
FILED _____

NAME & ADDRESS: CHIPMUNK GRAZING ASSOCIATION INC
PO BOX 175
MARSING ID 83639

SOURCE:	LITTLE SUCCOR CREEK	TRIBUTARY: SUCCOR CREEK
	UNNAMED STREAMS	LITTLE SUCCOR CREEK
	UNNAMED STREAMS	SUCCOR CREEK
	SUCCOR CREEK	SNAKE RIVER
	CROWS NEST CREEK	SUCCOR CREEK
	LITTLE COTTONWOOD CREEK	SUCCOR CREEK
	COTTONWOOD CREEK	SUCCOR CREEK
	UNNAMED STREAMS	COTTONWOOD CREEK

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 06/01/1875

POINT OF DIVERSION:	T02S R04W S18	NWNW (INSTREAM BEGINNING POINT)	Within Owyhee County
	S30	SENW (INSTREAM BEGINNING POINT)	
	R05W S13	NWSW (INSTREAM BEGINNING POINT)	
	S24	NESW (INSTREAM BEGINNING POINT)	
	S26	NWSE (INSTREAM BEGINNING POINT)	
	S34	SWNW (INSTREAM BEGINNING POINT)	
	S35	SWNW (INSTREAM BEGINNING POINT)	
	T03S R04W S06	SESE (INSTREAM BEGINNING POINT)	
	S07	SWNE (INSTREAM BEGINNING POINT)	
	S08	SENW (INSTREAM BEGINNING POINT)	
	S17	NENW (INSTREAM BEGINNING POINT)	
	S18	NESW (INSTREAM BEGINNING POINT)	
	S30	SENW (INSTREAM BEGINNING POINT)	
	R05W S10	NWNW (INSTREAM BEGINNING POINT)	
	S11	SESE (INSTREAM BEGINNING POINT)	
	S12	SENE (INSTREAM BEGINNING POINT)	
	S13	SWNW (INSTREAM BEGINNING POINT)	
	S15	SWSW (INSTREAM BEGINNING POINT)	
	S23	NWNE (INSTREAM BEGINNING POINT)	
	S24	SENE (INSTREAM BEGINNING POINT)	
	T02S R04W S18	NWNE (INSTREAM BEGINNING POINT)	
	S19	NWSW (INSTREAM ENDING POINT)	
	R05W S25	SWSW (INSTREAM ENDING POINT)	
	S28	NWNW (INSTREAM ENDING POINT)	
	S35	NWNE (INSTREAM ENDING POINT)	
	S19	SESE (INSTREAM ENDING POINT)	
	R05W S25	NENW (INSTREAM ENDING POINT)	
	S28	NWNW (INSTREAM ENDING POINT)	
	S35	NWSE (INSTREAM ENDING POINT)	
	T03S R04W S06	NESW (INSTREAM ENDING POINT)	
	S07	NENW (INSTREAM ENDING POINT)	
	S08	NWSW (INSTREAM ENDING POINT)	
	S17	NENW (INSTREAM ENDING POINT)	
	R05W S01	SENE (INSTREAM ENDING POINT)	
	S02	SENE (INSTREAM ENDING POINT)	
	S11	SWSE (INSTREAM ENDING POINT)	
		NWNE (INSTREAM ENDING POINT)	
		NESW (INSTREAM ENDING POINT)	

POINT OF DIVERSION: (CONT)

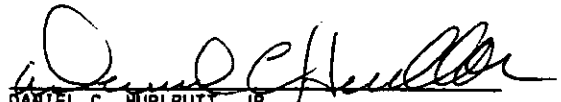
S13 SESW (INSTREAM ENDING POINT)
 SWSW (INSTREAM ENDING POINT)

THERE ARE TWO POINTS OF ENDING WITHIN T02S, R05W, S35, NWNW,
 AND WITHIN T03S, R05W, S11, NESW AND SESW; THREE POINTS OF
 ENDING WITHIN T03S, R04W, S07, NENW.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER	PERIOD OF USE 01-01 12-31	QUANTITY 0.02 CFS
PLACE OF USE:	STOCKWATER	Within Owyhee County	
	T02S R04W S18	NWNW SWSW	SENW NESW
	S19	NWNW SWSW	SENW NESW
	S30	NWNW SWSW	SENW NESW
	S31	NWNW SWSW	SENW NESW
	R05W S13	NESW SESW	NESE NWSE
	S24	SESE SESE	SESE SESE
	S25	NENE NWNE	SENE SWNE
	S26	SENE NESW	SENE NESW
	S27	NWNW NESW	NWNW NESW
	S28	SESE SESE	SESE SESE
	S34	NENE NESE	SESE SESE
	S35	NENE SWNE	SENE SWNE
	T03S R04W S06	NWNW SESE	NWNW SESE
	S07	NWNW SESE	NWNW SESE
	S08	NWNW SESE	NWNW SESE
	S17	NWNW SESE	NWNW SESE
	S18	NWNW SESE	NWNW SESE
	S30	NWNW SESE	NWNW SESE
	R05W S01	NENE SWNE	SENE SWNE
	S02	SENE NESW	SENE NESW
	S10	SESE SESE	SESE SESE
	S11	NENE NWNE	SENE NWNE
	S12	SENE NESW	SENE NESW
	S13	SESE SESE	SESE SESE
	S14	NWNW SWSE	NWNW SWSE
	S15	SESE SWSE	SESE SWSE
	S23	SENE SWNE	SENE SWNE
	S24	NWNW SWNE	NWNW SWNE
	S25	SESE SESE	SESE SESE

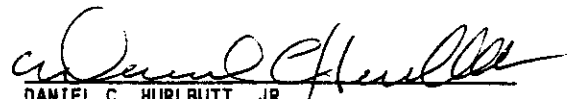
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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


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

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