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JUN 30 1999

Department of Water Resources

1999 JUN 28 AM 10:10

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

) ORDER OF PARTIAL DECREE
)
)
) For Water Right 57-10726
)
)
)

On April 12, 1999, 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 57-10726 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED JUN 28 1999.



BARRY WOOD
Administrative District Judge
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

1999 JUN 28 AM 10:10

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-10726

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME AND ADDRESS: ELIAS JACA
INEZ JACA
817 BLAINE AVE
NAMPA, ID 83651

SOURCE:	SPRINGS	TRIBUTARY: SINKS
	SPRINGS	JOHNSTON DRAW
	DOBSON CREEK	REYNOLDS CREEK
	SPRINGS	DOBSON CREEK
	UNNAMED STREAMS	DOBSON CREEK
	SPRINGS	REYNOLDS CREEK, EAST FORK
	UNNAMED STREAMS	REYNOLDS CREEK, EAST FORK
	REYNOLDS CREEK, EAST FORK	REYNOLDS CREEK
	REYNOLDS CREEK, WEST FORK	REYNOLDS CREEK
	SPRINGS	REYNOLDS CREEK, WEST FORK
	UNNAMED STREAMS	REYNOLDS CREEK, WEST FORK
	JOHNSTON DRAW	REYNOLDS CREEK

QUANTITY: 0.19 CFS
10.80 AFY

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

PRIORITY DATE: 06/01/1904

POINT OF DIVERSION:	T03S R04W S34	SNNWNE	Within Owyhee County
	LOT 02 (SESENE)		
	T04S R04W S03	NWSWNW	
		SESENE	
		SESENE	
	S04	SNNWSW	
		SESENE	
	S09	SNNENE	
	S11	SWSWSW	
		NWSESW	
	S12	NWSW	
		SESWSW	
	S14	SESWNE	
		NWSENE	
	S15	NENE	
		SENNNE	

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.19 CFS
			10.80 AFY

PLACE OF USE:	Stockwater	Within Owyhee County
	T03S R04W S34 LOT 02 (SENE)	NWNE
	T04S R04W S03	SENE
		SWSW
	S04	NESE
	S09	NENE
	S10	NWNE
		NWNW

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

S11	SWSW	SESW
S12	NWSW	SWSW
S14	SWNE	NWNW
	SENW	
S15	NENE	NWNE

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

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.



Barry Wood
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication

1999 JUN 28 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): 57-10726

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 57-10726 was mailed
on June 28, 1999, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

ELIAS JACA
Represented by:
JOHN T. SCHROEDER
PO BOX 267
BOISE, ID 83701-0267
Phone: 208-384-1627

CERTIFICATE OF MAILING

PAGE 1
06/28/99

USDI BLM

Represented by:

US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

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DIANA DELANEY
Chief Deputy Clerk