

2002 DEC 23 PM 3 35

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 57-01065

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 57-01065 is hereby amended as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED: December 23, 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

FILED  
2002 DEC 23 PM 3 37

In Re SRBA )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 57-01065

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

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.16 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, 57-02187, 57-00253, 57-00268, 57-02170 &  
57-01064

PRIORITY DATE: 09/21/1911

POINT OF DIVERSION: T03S R04W S12 NESE Within Owyhee County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 03-15 TO 11-15 | 0.16 CFS |

DIVERTING WATER BEFORE OR AFTER THE PERIOD OF USE UNDER THIS  
RIGHT IS ALLOWED PROVIDED: A. THE WATERS SO DIVERTED ARE APPLIED  
TO A BENEFICIAL USE, AND B. THE EXISTING RIGHTS AND FUTURE  
APPROPRIATIONS ARE FIRST SATISFIED

| PLACE OF USE: | Irrigation       | Within Owyhee County |
|---------------|------------------|----------------------|
|               | T02S R04W S25    | SESW 8.0 SWSE 3.0    |
|               | S36              | NENW 12.0 NWNW 1.0   |
|               |                  | SNNW 11.0            |
|               | 35.0 Acres Total |                      |

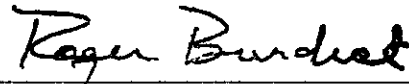
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 189 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 57-00261, 57-01067,  
57-00253, 57-00268, 57-02187, 57-02170, 57-01064.  
USE OF THIS RIGHT WITH RIGHTS 57-00253 & 57-00268 IS LIMITED TO  
THE IRRIGATION OF A COMBINED TOTAL OF 35 ACRES IN A SINGLE  
IRRIGATION SEASON.

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 23 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): 57-01065 |

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 57-01065 was mailed  
on December 23, 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  
H C 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 57-01065

1997 DEC 15 AM 10:50

DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO

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

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.16 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, 57-02187, 57-00253, 57-00268, 57-02170 &  
57-01064.

PRIORITY DATE: 09/21/1911

POINT OF DIVERSION: T03S R04W S12 NESE Within Owyhee County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE     | QUANTITY |
|-------------------------------|----------------|-------------------|----------|
|                               | IRRIGATION     | Irrigation Season | 0.16 CFS |

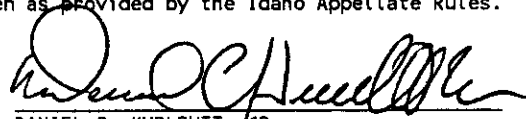
| PLACE OF USE: | IRRIGATION     | Within Owyhee County |        |         |
|---------------|----------------|----------------------|--------|---------|
|               | T02S R04W S25  | SESW 8               | SWSE 3 |         |
|               | S36            | NENW 12              | NWNW 1 | SWNW 11 |
|               | 35 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,  
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IRRIGATION SEASON.

RULE 54(b) CERTIFICATE

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