

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
2003-0000-171 2 12

In Re SRBA	)	FINAL ORDER DISALLOWING WATER
	)	RIGHT CLAIMS 43-2303A, 43-10586
	)	and 43-10587
Case No. 39576	)	
	)	ORDER OF PARTIAL DECREE FOR
	)	WATER RIGHTS 43-2223A, 43-2224A,
	)	43-2300A, 43-2322, 43-4169, and 43-10585
	)	

On January 25, 2002, the Idaho Department of Water Resources (IDWR) filed a *Notice of Completed Administrative Proceeding* and an attached *Amended Director's Report* recommending that water rights 43-2303A, 43-10586 and 43-10587 be disallowed. No objections were filed to the recommendations and the time for filing objections has now expired.

THEREFORE IT IS ORDERED AND ADJUDGED that water right claims 43-2303A, 43-10586 and 43-10587 are hereby **disallowed with prejudice** and shall not be confirmed in any partial decree or in any final decree entered in the SRBA, Case No. 39576, in whatever form that final decree may take or be styled.

IT IS FURTHER ORDERED AND ADJUDGED that water rights 43-2223A, 43-2224A, 43-2300A, 43-2322, 43-4169 and 43-10585 be decreed with the elements as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

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.

DATED: March 26, 2003.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

DISTRICT COURT-SRBA
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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
FILED

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

2003 MAR 26 PM 2 12

Water Right 43-04169

NAME AND ADDRESS: JOSEPHINE R NEDDO
ROGER C NEDDO
1831 S 2330 E
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 1.04 CFS

USE OF THIS RIGHT WITH RIGHT NO. 43-2322 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.58 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 316 AF.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 1.58 CFS. COMBINED RIGHT NOS.: 43-2224A,
43-2322 & 43-4169.

PRIORITY DATE: 06/30/1985

POINT OF DIVERSION: T13S R27E S29 NENWNE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 10-15	1.04 CFS

PLACE OF USE:	Irrigation	Within Cassia County
	T13S R27E S29	NWNE 39.0 SWNE 38.0
		NENW 39.0 NWNW 39.0
		SWNW 38.0 SENW 38.0
	231.0 Acres Total	

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

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-2322 PURSUANT TO
SECTION 42-1416B, IDAHO CODE.

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