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AUG 16 2002
Department of Water Resources

2002 AUG 15 AM 11:30
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 43-280**

On April 16, 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 43-280 is hereby **decreed** as set forth in the attached ***Partial Decree Pursuant to I.R.C.P. 54(b)***.

DATED August 15, 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)
)

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

Water Right 43-00280

2002 AUG 15 AM 11:30

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: JOYCE WARD
ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 4.80 CFS

USE OF THIS RIGHT WITH RIGHT NO. 43-10820 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-47B, 43-2411, 43-4181, 43-10820.

PRIORITY DATE: 04/01/1879

POINT OF DIVERSION: T16S R25E S11 SENWNW Within Cassia County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	07-01 TO 10-01	4.80 CFS

PLACE OF USE: Irrigation Within Cassia County

T16S R25E S11	SWNE 39.0		SENE 33.0	
	SENW 40.0			
S12	NENE 3.8		NWNE 12.0	
	SWNE 20.0		SENE 0.3	
	NENW 7.9		SWNW 20.0	
	SENW 21.0			
R26E S06 LOT 1	(NENE) 33.0	LOT 2	(NWNE) 37.0	
	SWNE 13.0	LOT 3	(NENW) 46.0	
LOT 4	(NWNW) 45.0	LOT 5	(SWNW) 8.4	
	SENW 11.0			

390.4 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 43-10820 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 240 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47B, 43-2411, 43-4181, 43-10820.

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.

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).

2002 AUG 15 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): 43-00280

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 43-00280 was mailed on August 15, 2002, with sufficient first-class postage prepaid to the following:

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

JOYCE & ROSCOE WARD
JOYCE WARD
ROSCOE B WARD
PO BOX 108
ALMO, ID 83312
Phone: 208-824-5591

ROBBIN GLATZ
Chief Deputy Clerk