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APR 03 2001

2001 APR -2 AM 8:36
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

) ORDER OF PARTIAL DECREE

Case No. 39576

) For Water Right 36-07830B

On February 20, 2001, 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 36-07830B is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED APR - 2 2001.



ROGER BURDICK
Presiding Judge of the
Snake River Basin Adjudication

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APR 02

2001 APR 02 PM 02:00
DISTRICT COURT - SRBA
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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

)
)
)
)
CERTIFICATE OF MAILING

Water Right(s): 36-07830B

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 36-07830B was mailed
on April 02, 2001, with sufficient first-class postage prepaid
to the following:

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

CONNIE C NEWTON
DENNIS L NEWTON
RANDY W NEWTON
1250 N 400 W
PAUL, ID 83347
Phone: 208-532-4552

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
04/02/01

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 36-078308

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Department of Water Resources

NAME AND ADDRESS: CONNIE C NEWTON
DENNIS L NEWTON
RANDY W NEWTON
1250 N 400 W
PAUL, ID 83347

SOURCE: GROUNDWATER

QUANTITY: 1.71 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-07611B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.29 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1240 AF.

PRIORITY DATE: 11/09/1978

POINT OF DIVERSION: T06S R23E S31 SWNE Within Lincoln County
SENE
NESE
NWSE

POINT OF DIVERSION IS IN CENTER OF E1/2 OF S31, T6S, R23E.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.71 CFS

PLACE OF USE:	Irrigation	Within Lincoln County
	T06S R23E S31	
	NENE 37.0	NWNE 39.0
	SWNE 40.0	SENE 37.0
	NESE 40.0	NWSE 39.0
	SWSE 39.0	SESE 39.0
	310.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NO. 36-07611B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 310 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 86 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE 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