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MAY 22 2002

Department of Water Resources

2002 MAY 20 PM 4:14

DISTRICT COURT-SRBA  
TWIN FALLS CO. IDAHO  
FILED 38 38

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

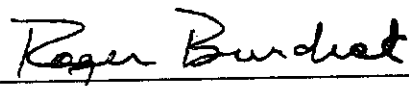
)  
) ORDER OF PARTIAL DECREE  
)  
) For Water Right 35-07883  
)

On March 5, 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 35-07883 is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED May 20, 2002

  
\_\_\_\_\_  
ROGER S. BURDICK  
Presiding Judge  
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

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 35-07883

2002 MAY 20 PM 4:16  
DISTRICT COURT-SRBA  
TWIN FALLS CO. IDAHO  
FILED 78 78

NAME AND ADDRESS: RUFF TIMES FARMS  
C/O DOUG RUFF  
3005 W 1200 S  
ABERDEEN, ID 83210

SOURCE: GROUNDWATER

QUANTITY: 3.74 CFS  
1004.00 AFY

PRIORITY DATE: 01/31/1980

POINT OF DIVERSION: T06S R30E S07 NENENW Within Bingham County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY                |
|-------------------------------|----------------|----------------|-------------------------|
|                               | Irrigation     | 04-01 TO 10-31 | 3.74 CFS<br>1004.00 AFY |

| PLACE OF USE: | Irrigation        | Within Bingham County |           |
|---------------|-------------------|-----------------------|-----------|
|               | T06S R30E S07     | NENE 38.0             | NWNE 37.0 |
|               |                   | SWNE 37.0             | SENE 38.0 |
|               |                   | NENW 38.0             | NWNW 37.0 |
|               |                   | SWNW 37.0             | SENE 38.0 |
|               | 300.0 Acres Total |                       |           |

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 251 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

2002 MAY 20 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): 35-07883

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 35-07883 was mailed  
on May 20, 2002, with sufficient first-class postage prepaid  
to the following:

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

STATE OF IDAHO  
Represented by:  
NATURAL RESOURCES DIV CHIEF  
STATE OF IDAHO  
ATTORNEY GENERAL'S OFFICE  
PO BOX 44449  
BOISE, ID 83711-4449

RUFF TIMES FARMS  
C/O DOUG RUFF  
3005 W 1200 S  
ABERDEEN, ID 83210  
Phone: 208-397-4660

ROBBIN GLATZ  
Chief Deputy Clerk

CERTIFICATE OF MAILING

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05/20/02