

DISTRICT COURT-SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
MAY - 2 2002	
By _____	Clerk
_____	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	)	
	)	ORDER OF PARTIAL DECREE
Case No. 39576	)	
_____	)	For Water Rights 35-13347 and 35-13348

On November 16, 2001, a *Special Master's Report and Recommendation* was filed for water right 35-7595A. 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.

On December 3, 2001, the Idaho Department of Water Resources filed an *Amended Director's Report* recommending that water right 35-7595A be split and decreed as water rights 35-13347 and 13348. No objections were filed to this *Amended Director's Report* and the time period for filing objections has expired.

THEREFORE, IT IS ORDERED AND ADJUDGED that water right claims 35-13348 and 35-13348 be **decreed** as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED May 2, 2002.

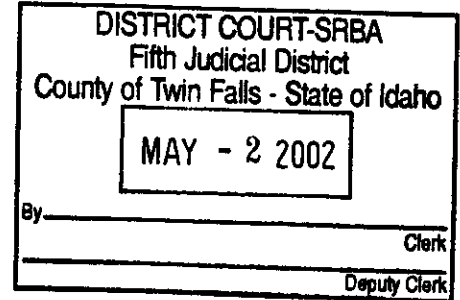
Roger Burdick

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 35-13347



NAME AND ADDRESS: TOM CHRISTENSEN
C/O BRENDA ANDERSON
PO BOX 161
MORELAND, ID 83256-0161

SOURCE: GROUNDWATER

QUANTITY: 0.39 CFS
96.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 35-13345 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.40 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 600 AF.

PRIORITY DATE: 03/24/1976

POINT OF DIVERSION: T03S R32E S09 SWSE Within Bingham County
S10 NESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.39 CFS 96.00 AFY

PLACE OF USE:	Irrigation	Within Bingham County
	T03S R32E S10	NESW 40.0 NWSW 36.0 SWSW 36.0 SESW 38.0
	150.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NO. 35-13345 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 228 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 24 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 02 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): 35-13347

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 35-13347 was mailed
on May 02, 2002, with sufficient first-class postage prepaid
to the following:

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

TOM CHRISTENSEN
Represented by:
JEFFREY C. FEREDAY
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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05/02/02

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 35-13348

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY - 2 2002	
By _____	Clerk
_____	Deputy Clerk

NAME AND ADDRESS: FLOYD V CHRISTENSEN
2134 W 200 S
PINGREE, ID 83262

SOURCE: GROUNDWATER

QUANTITY: 0.21 CFS
48.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 35-13346 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.37 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 312 AF.

PRIORITY DATE: 03/24/1976

POINT OF DIVERSION: T03S R32E S09 SWSE Within Bingham County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.21 CFS 48.00 AFY

PLACE OF USE: Irrigation Within Bingham County
T03S R32E S09 NWSE 40.0 SWSE 38.0
78.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 35-13346 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 78 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 12 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

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 MAY 02 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): 35-13348

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 35-13348 was mailed
on May 02, 2002, with sufficient first-class postage prepaid
to the following:

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

FLOYD V CHRISTENSEN
Represented by:
DAVID B. THOMAS
BRIGHAM YOUNG UNIVERSITY
A 350 ASB
PROVO, UT 84602
Phone: 801-378-4722

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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