

|                                                                                         |              |
|-----------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| JAN 31 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**

|                       |   |                                 |
|-----------------------|---|---------------------------------|
| <b>In Re SRBA</b>     | ) |                                 |
|                       | ) | <b>ORDER OF PARTIAL DECREE</b>  |
| <b>Case No. 39576</b> | ) |                                 |
| _____                 | ) | <b>For Water Right 35-10476</b> |

On November 7, 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 35-10476 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 31, 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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 35-10476

|                                                                                         |
|-----------------------------------------------------------------------------------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |
| JAN 31 2002                                                                             |
| By _____<br>Clerk<br>Deputy Clerk                                                       |

NAME AND ADDRESS: BONNIE A BEASLEY  
DARRELL L BEASLEY  
2445 W 700 S  
STERLING, ID 83210

SOURCE: GROUNDWATER

QUANTITY: 1.87 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-02465 IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 3.53 CFS, A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 1108 AF.

PRIORITY DATE: 04/01/1962

POINT OF DIVERSION: T04S R31E S12 SWNW Within Bingham County

|                               |                |                |          |
|-------------------------------|----------------|----------------|----------|
| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|                               | Irrigation     | 04-01 TO 10-31 | 1.87 CFS |

|               |                   |                       |
|---------------|-------------------|-----------------------|
| PLACE OF USE: | Irrigation        | Within Bingham County |
|               | T04S R31E S11     | NENE 39.0 NWNE 38.0   |
|               | S12               | NWNE 36.0 SWNE 25.0   |
|               |                   | NENW 29.0 NWNW 39.0   |
|               |                   | SWNW 39.0 SENW 32.0   |
|               | 277.0 Acres Total |                       |

USE OF THIS RIGHT WITH RIGHT NO. 35-02465 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 277 ACRES 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 JAN 31 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): 35-10476

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 35-10476 was mailed  
on January 31, 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

BONNIE A BEASLEY  
DARRELL L BEASLEY  
2445 W 700 S  
STERLING, ID 83210  
Phone: 208-328-2367

DIANA DELANEY  
Chief Deputy Clerk