

DEC 3 2001

2001 NOV 30 AM 11:55

Department of Water Resources

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

ORDER OF PARTIAL DECREE

For Water Right 34-00699C

On June 18, 1992, the Idaho Department of Water Resources (IDWR) filed its *Director's Report, Part 1, For Basin 34 (Big Lost River Basin)*, which included a recommendation for the above water right. No objections to this recommendation were filed and the time period for filing objections has now expired.

On June 24, 1999, in response to the Idaho Supreme Court decision in *A&B Irrigation District v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), IDWR filed a *Supplemental Director's Report, Reporting Area 1, IDWR Basin 34, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions* which included a recommendation for the irrigation season of use for this water right. No objections were filed to the *Supplemental Director's Report* and the time period for filing objections has expired.

Therefore, IT IS ORDERED that water right 34-00699C is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED 11-30-01



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

2001 NOV 30 AM 11:55

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 34-00699C

NAME AND ADDRESS: MARY J STOECKLEIN
SHELLEY STOECKLEIN
WALTER & DAVID R STOECKLEIN
PO BOX 856
KETCHUM, ID 83340

SOURCE: BIG LOST RIVER TRIBUTARY: SINKS

POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM WARM
SPRINGS CREEK

QUANTITY: 0.16 CFS
28.00 AFY

USE OF THE RIGHT LISTED BELOW FOR IRRIGATION IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.16 CFS AND TO A TOTAL COMBINED
DIVERSION VOLUME OF 508.0 AF IN THE 2000 IRRIGATION SEASON AND
TO A TOTAL COMBINED DIVERSION RATE OF 3.33 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 553.0 AF IN EACH IRRIGATION
SEASON THEREAFTER. COMBINED RIGHT NOS.; 34-00699C, 34-00700C,
34-00701C, 34-00702C, 34-00703C AND 34-00704C.

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION: T08N R21E S15 NESWNW Within Custer County
 R22E S26 SESESW (Rediversion)
 S27 SWSWNW (Injection)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-15	0.15 CFS
			26.30 AFY
	Recreation Storage	01-01 TO 12-31	1.70 AFY
	Recreation	05-01 TO 10-15	0.01 CFS
			1.70 AFY

THE PERIOD OF USE FOR IRRIGATION AND RECREATION DESCRIBED ABOVE
MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A
BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE
DISCRETION OF THE DIRECTOR FOR THE DEPARTMENT OF WATER RESOURCES.

PLACE OF USE:	Irrigation	Within Custer County
	T08N R22E S35	NENE 40.0
	S36	NENE 40.0
		NENW 38.0
		NWNW 35.0
	153.0 Acres Total	
	Recreation	Within Custer County
	T08N R22E S36	NWNW

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 145.1 ACRES IN THE 2000 IRRIGATION SEASON AND
153 ACRES IN EACH IRRIGATION SEASON THEREAFTER.
COMBINED RIGHT NOS.: 34-00699C, 34-00700C, 34-00701C, 34-00702C,
34-00703C AND 34-00704C.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 7.5 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

2001 NOV 30 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): 34-00699C

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 34-00699C was mailed
on November 30, 2001, with sufficient first-class postage prepaid
to the following:

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

MARY J STOECKLEIN
SHELLEY STOECKLEIN
WALTER & DAVID R STOECKLEIN
PO BOX 856
KETCHUM, ID 83340
Phone: 208-726-5191

ROBBIN GLATZ
Chief Deputy Clerk