

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 34-12438

1998 NOV 16 PM 2:27

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: BONANZA LOWBOY LTD
PO BOX 10
NEW ALMADEN, CA 95042

RECEIVED

SOURCE: LEADBELT CREEK

TRIBUTARY: ANTELOPE CREEK

NOV 17 1998

QUANTITY: 0.02 CFS

Department of Water Resources
Adjudication Bureau

PRIORITY DATE: 06/06/1962

POINT OF DIVERSION: T03N R23E S13 SWSNW Within Butte County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
Mining

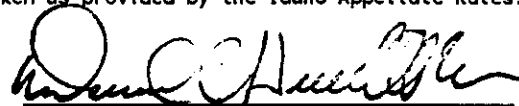
PERIOD OF USE
05-15 TO 11-15

QUANTITY
0.02 CFS

PLACE OF USE: Mining Within Butte County
T03N R23E S13 SENW

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.



Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication

RECEIVED

JAN 27 1997

1996 DEC-5

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

) Subcases: See Attached Exhibit A

) PARTIAL DECREE OF DISALLOWED
) WATER RIGHTS
)

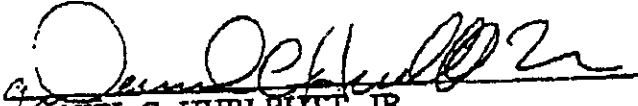
On June 18, 1992, the Director of the Idaho Department of Water Resources filed the *Director's Report For Basin 34* recommending that the water rights listed on the attached Exhibit A be disallowed. The time period for objecting to this recommendation has passed.

As this court has previously determined, all claims reported to the court by the Director of IDWR shall appear in a decree. This is required so that there is no confusion over action taken by the court on all claims reported to it.

THEREFORE, it is ordered that the water right claims listed on the attached Exhibit A are hereby decreed disallowed.

IT IS ORDERED.

DATED December 5, 1996.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

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.

DATED December 5, 1996.

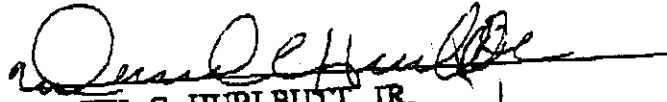

DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

34-00022A	34-00852A	34-10163
34-00032B	34-00852B	34-10174
34-00065F	34-00879	34-10181
34-00065K	34-00967	34-10185
34-00194B	34-02022	34-10186
34-00194D	34-02045	34-10191
34-00224G	34-02049	34-10240
34-00225A	34-02069	34-10299
34-00226A	34-02125A	34-10299A
34-00233	34-02125B	34-10311
34-00259B	34-02146	34-10343
34-00273A	34-02199	34-10361
34-00324C	34-02272B	34-10363
34-00325B	34-02308B	34-10401
34-00342	34-02328C	34-10409
34-00343A	34-02334	34-10431
34-00343B	34-02357C	34-10489
34-00375C	34-02379D	34-10516
34-00377E	34-02379E	34-10564
34-00414A	34-02401C	34-10622
34-00414B	34-02412B	34-10636
34-00452D	34-02413B	34-10653
34-00460A	34-02475	34-10703
34-00461A	34-02511	34-10745
34-00506A	34-02530	34-10748
34-00506C	34-02539	34-10780
34-00522A	34-02557	34-10812
34-00537	34-02581	34-10828
34-00537A	34-02582	34-10870
34-00539A	34-02594	34-10886
34-00540A	34-02609	34-10897
34-00550A	34-04004B	34-10898
34-00551A	34-04023	34-10902
34-00580A	34-04026	34-10903
34-00584C	34-04043	34-10904
34-00607A	34-04069	34-10907
34-00631	34-04085	34-10915
34-00631A	34-04182A	34-10916
34-00637B	34-07020	34-10917
34-00673C	34-07055A	34-10918
34-00676B	34-07090C	34-10927
34-00701B	34-07167	34-10929
34-00726A	34-07299	34-12372
34-00727C	34-07408	34-12373
34-00731A	34-07416	34-12437
34-00736A	34-07494	34-12438
34-00737A	34-10031	
34-00817A	34-10155	
34-00840A	34-10156	
34-00841A	34-10160	

(Subcase list: DISS34JEFF)

Page 3 12/05/96

CERTIFICATE OF MAILING

I certify that a true and correct copy of the CERTIFICATE OF MAILING FOR PARTIAL DECREE OF DISALLOWED WATER RIGHT was mailed on December 08, 1996, with sufficient first-class postage to the following: 6

A GORDON PLAYER
ANTELOPE VALLEY RANCH,
HC 60 BOX 257
MOORE, ID 83255
Phone: 208-554-2910

BONANZA LOWBOY LTD
PO BOX 10
NEW ALMADEN, CA 95042
Phone: 408-268-7905

C GLEN & GAVEN KNIGHTON
RT. 1
MOORE, ID 83255

CARROLL PALMER
PO BOX 181
MACKAY, ID 83251
Phone: 208-588-2212

CITY OF ARCO
PO BOX 196
ARCO, ID 83213
Phone: 208-527-8394

CLIVE STRONG
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720
Phone: 208-334-2400

CORRIENE D & EJ HARROP
DARLINGTON, ID 83231
Phone: 208-554-4641

DALE & COLLEEN HUFFAKER
RT 1 BOX 56
DARLINGTON, ID 83231
Phone: 208-588-3100

DEANN & JAY V JENSEN
RT 1 BOX 112
MOORE, ID 83255
Phone: 208-554-2093

DEPT OF LANDS
STATE OF IDAHO
STATEHOUSE
BOISE, ID 83720

DINA C & SCOTT M KARTERMAN
PO BOX 971
SUN VALLEY, ID 83353
Phone: 208-788-3341

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

CERTIFICATE OF MAILING

Page 4
12/05/96

(Certificate of mailing continued)

DON A AIKELE
RT 1 BOX 60
MOORE, ID 83255
Phone: 208-527-3325

DR JACK W SOWARD
BOX 100
ARCO, ID 83213
Phone: 208-527-3111

EARL MC AFFEE
RT 1 BOX 32
ARCO, ID 83213
Phone: 208-527-3347

EJ & CORRIENE HARROP
DARLINGTON, ID 83231
Phone: 208-554-4641

ESTATE OF WILLIAM M MILLER
P.O. BOX 1160
CHALLIS, ID 83226
Phone: 208-879-4553

FLORENCE GARDNER CHARITABLE TR
BOX KK
TWIN FALLS, ID 83303
Phone: 208-733-5221

GAIL & SCOTT MCAFFEE
BOX 282
MACKAY, ID 83251
Phone: 208-588-3319

GEORGE L WHEELER
RT 1 BOX 89
MOORE, ID 83255
Phone: 208-554-3482

GERALDINE G GRADY
PO BOX 871
POCATELLO, ID 83204-0871
Phone: 208-232-1301

GERALDINE GRADY
PO BOX 871
POCATELLO, ID 83204-0871
Phone: 208-232-1301

GODDARDS BAR 13 RANCH, LTD
STAR ROUTE
MACKAY, ID 83251
Phone: 208-588-2664

HARVEY HELDERMAN
BOX 404
ARCO, ID 83213
Phone: 208-527-3056

CERTIFICATE OF MAILING

Page 5
12/05/96

(Certificate of mailing continued)

HAZEL C CARL
VAN TINE, CHERRY ALICE
145 SOUTHEAST STREET
ARCO, ID 83213
Phone: 208-527-3012

HELEN M & THOMAS P ZIEGLER
P.O. BOX 2020
KETCHUM, ID 83340
Phone: 208-788-4657

HERMAN AIKELE
RT 1 BOX 61
MOORE, ID 83255
Phone: 208-527-3113

JACK HAUGRUD
US DEPT OF JUSTICE
550 WEST FORT STREET, MSC 033
BOISE, ID 83724-0663
Phone: 202-305-0438

JIMMIE & ELSIE L WADDOUPS
HC 60 BOX 230
DARLINGTON, ID 83231
Phone: 208-554-3503

JOHN D & MERLE M KING
HC 60 BOX 280
DARLINGTON, ID 83231
Phone: 208-554-2201

HEATHER M & G DAVID NELSON
P.O. BOX 388
MACKAY, ID 83251
Phone: 208-588-2805

HERB WHITWORTH
STAR ROUTE
MACKAY, ID 83251
Phone: 208-588-2820

J - P RANCH, INC
HC 67, BOX 2095
CHALLIS, ID 83226
Phone: 208-838-2291

JAY VAUGHN & DE ANN N JENSEN
RT 1 BOX 112
MOORE, ID 83255
Phone: 208-554-2093

JOHN A & KRISTIN R NAISBITT
5963 W BROADWAY
IDAHO FALLS, ID 83402
Phone: 208-523-9545

JOHN L POWERS
PO BOX 493
MACKAY, ID 83251
Phone: 208-588-3358

CERTIFICATE OF MAILING

Page 6
12/05/96

(Certificate of mailing continued)

JOLENE & BRET L ZOLLINGER
STAR ROUTE
MACKAY, ID 83251
Phone: 208-588-2670

JOSEPH & HELEN KNIGHT
P.O. BOX 354
PORT MONMOUTH, NJ 07758
Phone: 201-787-3218

JOYCE B & STEVEN W TIBBITTS
BOX 65A
MOORE, ID 83255
Phone: 208-527-3141

JR, EVERETT T ACOR
RT 1, BOX 13
MOORE, ID 83255
Phone: 208-554-3561

JR, EVERETT T ACOR
RT. 1 BOX 13
MOORE, ID 83255
Phone: 208-554-3561

JUEL AIKELE
RT. 1 BOX 63D
MOORE, ID 83255
Phone: 208-527-3197

KENT & JACQUELYN OWENS
PO BOX 58621
FAIRBANKS, AK 99711
Phone: 907-488-7649

KRISTIN R & JOHN A NAISBITT
5963 W BROADWAY
IDAHO FALLS, ID 83402
Phone: 208-523-9545

L & S PARTNERSHIP
P.O. BOX B
TWIN FALLS, ID 83303
Phone: 208-734-5533

LEON D FOLKMAN
P.O. BOX 823
ARCO, ID 83213
Phone: 208-527-8231

LIN F & S K HINTZE
PO BOX 125
MACKAY, ID 83251
Phone: 208-588-2849

LLOYD & HELEN MAESTAS
RT. 1, BOX 388
ARCO, ID 83213
Phone: 208-527-3204

CERTIFICATE OF MAILING

Page 7
12/05/96

(Certificate of mailing continued)

LYNN D RENO
2120 E CALIFORNIA AVE
BAKERSFIELD, CA 93307-1997
Phone: 805-327-7536

M TODD PERKES
RT 1 BOX 69
MOORE, ID 83255
Phone: 208-527-3157

MARLENE & LEON D FOLKMAN
P.O. BOX 823
ARCO, ID 83213
Phone: 208-527-8231

MARVIN & HILDA GODDARD
STAR ROUTE
MACKAY, ID 83251
Phone: 208-588-2664

MARY K & C BROOKS BUXTON
RT. 1 BOX 231
ARCO, ID 83213
Phone: 208-527-3280

MELVIN MARX & DARLA AN HINTZE
RT 1 BOX 14
MACKAY, ID 83251
Phone: 208-588-2270

MILTON H & EVELYNN J REESE
HC 60 BOX 270
MOORE, ID 83255
Phone: 208-532-4478

MIMI L G & SHAN ROSENKRANCE
RT. 1 BOX 25A
MACKAY, ID 83251
Phone: 208-588-3086

MITCHELL D SORENSEN
RT 1 BOX 63C-1
MOORE, ID 83255
Phone: 208-527-3271

MITCHELL D SORENSEN
RT 1, BOX 63-A
MOORE, ID 83255
Phone: 208-527-3271

N K SOWARDS
1719 FINCH ROAD
HAYDEN LAKE, ID 83835

NANCY ROSKELLEY
ERICKSON, ARLENE & WERNER
60 TRAIL CREEK
POCATELLO, ID 83201
Phone: 208-232-6064

CERTIFICATE OF MAILING

Page 8
12/05/96

(Certificate of mailing continued)

NEDRA & ROBERT K DIERS
RT. 1, BOX 374
ARCO, ID 83213
Phone: 208-527-3024

P U RANCH
4500 IMPERIAL AVE
SAN DIEGO, CA 92113
Phone: 208-527-3458

PENCE RANCH INC
P.O. BOX 294
MACKAY, ID 83251
Phone: 208-588-3357

RANDY & PEGGY PEHRSON
P.O. BOX 239
MACKAY, ID 83251
Phone: 208-588-2532

RANDY WOODBURY
RT 1 BOX 268
ARCO, ID 83213
Phone: 208-527-3761

ROBERT L & JOSEPHINE SPRAKER
R#1 BOX 438
ARCO, ID 83213
Phone: 208-527-3278

P U RANCH
4500 IMPERIAL AVE
SAN DIEGO, CA 92113

PENCE RANCH INC
P.O. BOX 294
MACKAY, ID 83251
Phone: 208-588-2829

R A & CELIA M JACK
708 S. PHILLIPPI
BOISE, ID 83705
Phone: 208-343-9224

RANDY & PEGGY PEHRSON
PO BOX 239
MACKAY, ID 83251
Phone: 208-588-2532

RETA J & GRANT DANIELS
ANTELOPE ROUTE
DARLINGTON, ID 83231
Phone: 208-554-2304

RONOLD VON HAGEN
PO BOX 1907
SUN VALLEY, ID 83353
Phone: 208-726-4564

CERTIFICATE OF MAILING

Page 9
12/05/96

(Certificate of mailing continued)

SALLY RAE & JOAN JOHNSON
HATMAKER, DIANE
STAR RT.
MACKAY, ID 83251
Phone: 208-588-2236

SAN FELIPE RANCHES
P.O. BOX 388
MACKAY, ID 83251
Phone: 208-588-2805

SCOTT M & DINA C KARTERMAN
PO BOX 971
SUN VALLEY, ID 83353
Phone: 208-788-3341

SHELTON FAMILY TRUST
319 HARVARD AVE
CLAREMONT, CA 91711
Phone: 714-622-1041

SIX FLAGS INC
RT. 1, BOX 95
BLACKFOOT, ID 83221
Phone: 208-785-4722

SMITH RANCHES INC
P.O. BOX 106
DARLINGTON, ID 83231
Phone: 208-554-2303

SR, HAROLD GAMETT
25 RD. 1990
FARMINGTON, NM 87401
Phone: 505-325-1184

SR, HAROLD GAMETT
26 RD. 1990
FARMINGTON, NM 87401
Phone: 505-325-1184

STATE DIRECTOR FMHA
3232 ELDER ST
BOISE, ID 83705
Phone: 208-334-1577

STATE DIRECTOR FMHA
3232 ELDER ST
BOISE, ID 83705
Phone: 208-344-1577

SUE A PISTORIUS
5840 SLEEPY LANE
COEUR DALENE, ID 83814
Phone: 208-664-1960

TERRENCE V & CAROL J DONAHUE
STAR ROUTE
MACKAY, ID 83251
Phone: 208-588-2298

CERTIFICATE OF MAILING

Page 10
12/05/96

(Certificate of mailing continued)

TERRY MONSON
RT. 1
DARLINGTON, ID 83231
Phone: 208-588-2656

THE AETNA CASUALTY & SURETY CO
CITY PLACE
HARTFORD, CT 06156

THOMAS A & JOHN SHELTON
SHELTON FAMILY TRUST,
192 N 350 W
BLACKFOOT, ID 83221
Phone: 208-785-1960

TRUDY I & DENNIS L BRASWELL
RT 1 BOX 215
ARCO, ID 83213
Phone: 208-527-3390

USDA FOREST SERVICE
324 25TH STREET
OGDEN, UT 84401-2394
Phone: 801-625-5360

USDA, FMHA
3232 ELDER ST.
BOISE, ID 83705
Phone: 208-334-1577

USDI BLM
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE, ID 83706
Phone: 208-334-1401

VIVA TAYLOR
PO BOX 291
MACKAY, ID 83251
Phone: 208-588-2881

W CLINTON STENNETT
PO BOX 1568
SUN VALLEY, ID 83353
Phone: 208-726-8106

WESTERN CATERERS INC
PO BOX 830
ARCO, ID 83213
Phone: 208-588-2878

WILLIAM A & GALE M RHOADES
PO BOX 831
ARCO, ID 83213
Phone: 208-554-2900

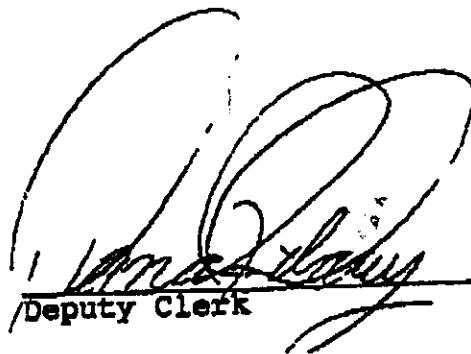
WILLIAM T & LEOTA M SOWARDS
RT. 1 BOX 85
MOORE, ID 83255
Phone: 208-554-3742

CERTIFICATE OF MAILING

Page 11
12/05/96

(Certificate of mailing continued)

YOUNG HARVEY WALKER
RT. 1 BOX 200
ARCO, ID 83213
Phone: 208-527-3254


Deputy Clerk