2001 JAN 10 AM 8:19
FILED
TWIN FALLS CO., IDAHO
SRBA

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 Right 33-00031D**
	)	

On October 25, 2000, 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 33-00031D is hereby **decreed** as set forth in the attached ***Partial Decree Pursuant to I.R.C.P. 54(b)***.

DATED JAN 10 2001.

R Burdick

ROGER BURDICK
Presiding Judge of the
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

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In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 33-00031D

NAME AND ADDRESS: MAYS LAND AND LIVESTOCK INC
PO BOX 1
HOWE, ID 83244

SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

QUANTITY: 1.26 CFS

PRIORITY DATE: 09/01/1879

POINT OF DIVERSION: T06N R29E S32 NWNW Within Butte County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	1.26 CFS

PLACE OF USE: Irrigation

			Within Butte County
T05N R29E	S09	NWNE 17.0	SWNE 23.0
		NESE 40.0	NWSE 30.0
		SWSE 34.0	SESE 40.0
	S10	NWSW 16.0	SWSW 38.0
		SESW 16.0	
	S14	NWNW 2.0	SWNW 16.0
		NESW 13.0	NWSW 40.0
		SWSW 40.0	SESW 40.0
	S15	NENE 15.0	NWNE 23.0
		SWNE 37.0	SENE 19.0
		NENW 40.0	NWNW 40.0
		SWNW 40.0	SENW 40.0
		NESW 39.0	NWSW 15.0
		SESW 38.0	NESE 39.0
		NWSE 39.0	SWSE 39.0
		SESE 38.0	
	S16	NENE 40.0	NWNE 40.0
		SWNE 40.0	SENE 40.0
		NENW 38.0	NWNW 3.0
		SWNW 11.0	SENW 35.0

1153.0 Acres Total

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1153 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-00017A, 33-00018A, 33-00019A, 33-00020A, 33-00021A, 33-00022A, 33-00031H, 33-00090D, 33-00091C, 33-02103, 33-02107, 33-10073, 33-10074; 33-10984, 33-10985.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 71 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.

R Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2001 JAN 10 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): 33-00031D

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 33-00031D was mailed on January 10, 2001, with sufficient first-class postage prepaid to the following:

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

MAYS LAND AND LIVESTOCK INC
PO BOX 1
HOWE, ID 83244
Phone: 208-767-3405

DIANA DELANEY
Chief Deputy Clerk