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Department of Water Resources

2000 OCT 31 AM 11:54

CLERK OF 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

) ORDER OF PARTIAL DECREE

) For Water Right 32-00049

On July 18, 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 32-00049 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED OCT 31 2000.



BARRY WOOD
Administrative District Judge and
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

In Re SRBA)

Case No. 39576)

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

Water Right 32-00049

200 OCT 31 AM 11:54

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: ARGORA RANCH
C/O LYNN H HOGGAN
PO BOX 1370
DUBOIS, ID 83423

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SOURCE: MEDICINE LODGE CREEK
WEBBER CREEK
UNNAMED STREAM

TRIBUTARY: SINKS
MEDICINE LODGE CREEK
MEDICINE LODGE CREEK

Department of Water Resources

QUANTITY: 6.40 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 16.00 CFS. COMBINED RIGHT NOS.:
32-00048, 32-00050, 32-02075

PRIORITY DATE: 05/29/1889

POINT OF DIVERSION: T12N R33E S17 SWNE Within Clark County
NESENW
NESESE
S21 SWSSEW
S28 NENENW
NESW

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	6.40 CFS
Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:

PLACE OF USE	QUANTITY	Within Clark County
Irrigation		
T12N R33E S17	NESE 27.0	NWSE 17.0
	SWSE 1.0	SESE 8.0
S20	NENE 7.0	
S21	NENW 20.0	NWNW 28.0
	SWNW 18.0	SENW 34.0
	NESW 28.0	NWSW 12.0
	SESW 23.0	
S28	NENW 17.0	NWNW 7.0
	SWNW 6.0	SENW 23.0
	NESW 30.0	NWSW 15.0
	SWSW 3.0	SESW 34.0
S33	NWNE 22.0	SWNE 19.0
	SENE 6.0	NENW 15.0
420.0 Acres Total		

Stockwater
Same as Irrigation

Within ERROR County

THE USE OF WATER WITHIN T12N R33E S28 SWSW IS LIMITED TO THE
NE-1/4 OF THAT PLACE OF USE.

NONE OF THE PLACE OF USE FOR THIS WATER RIGHT INCLUDES
FEDERAL PUBLIC LAND.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 420 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 32-00048, 32-00050,
32-02075

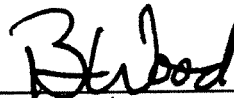
OTHER PROVISIONS (continued)

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.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 32-00049

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 32-00049 was mailed
on October 31, 2000, with sufficient first-class postage prepaid
to the following:

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

USDI BLM
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

ARGORA RANCH
C/O LYNN H HOGGAN
PO BOX 1370
DUBOIS, ID 83423
Phone: 208-374-5424

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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10/31/00