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Department of Water Resources

2000 OCT 31 AM 11:56

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

ORDER OF PARTIAL DECREE

Case No. 39576

For Water Right 32-02070

On July 19, 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 32-02070 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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 32-02070

2000 OCT 31 AM 11:56

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: E MARLOWE GOBLE
152 S 600 W
LOGAN, UT 84321

SOURCE: IRVING CREEK TRIBUTARY: MEDICINE LODGE CREEK
COLD CREEK MEDICINE LODGE CREEK
MEDICINE LODGE CREEK SINKS

QUANTITY: 3.00 CFS

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USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.90 CFS.
COMBINED RIGHT NOS.: 32-00053, 32-10151 AND 32-10152.

PRIORITY DATE: 10/02/1918

POINT OF DIVERSION: T13N R32E S35 NENENE Within Clark County
S36 SWNW
SWSWNW
SESENW
SEWNWSE
NENWSE
NWSESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.00 CFS

PLACE OF USE:	Irrigation	Within Clark County
	T12N R32E S01 LOT 01 (NENE) 8.2	LOT 02 (NWNE) 1.2
	R33E S06 SWNE 8.4	LOT 03 (NENW) 8.0
	LOT 04 (NWNW) 19.0	LOT 05 (SWNW) 2.4
	SENW 26.0	
	T13N R32E S35 SENE 0.3	
	S36 SWNE 6.0	NWNW 8.9
	SWNW 11.0	SENW 6.4
	NESE 4.0	NWSE 12.0
	SWSE 5.6	SESE 23.0
	R33E S31 SWSW 3.6	
	154.0 Acres Total	

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 205.2 ACRES IN A SINGLE
IRRIGATION SEASON.

COMBINED RIGHT NOS.: 32-00053, 32-10151 AND 32-10152.

THE USE OF WATER WITHIN SWNE, S06, T12N, R33E IS LIMITED TO
THE NW-1/4 NW-1/4, S-1/2 NW-1/4, AND N-1/2 SW-1/4.

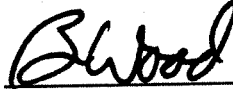
THE USE OF WATER WITHIN LOT 3 (NENW), S06, T12N, R33E IS
LIMITED TO THE NW-1/4 SW-1/4, S-1/2 SW-1/4, AND SW-1/4 SE-1/4.

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

2000 OCT 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

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)

CERTIFICATE OF MAILING

Water Right(s): 32-02070

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NOV 01 2000

CERTIFICATE OF MAILING

Department of Water Resources

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 32-02070 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

E MARLOWE GOBLE
Represented by:
RAY W. RIGBY
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

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

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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10/31/00