

RECEIVED
AUG 2 2 2002
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO

2002 AUG -1 PM 12: 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

Case No. 39576

)
) **ORDER OF PARTIAL DECREE**
)
) **For Water Right 31-07052P**
)

On June 27, 2002, 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 31-07052P is hereby **decreed** as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED August 1, 2002



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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 31-07052P

2002 AUG -1 PM 12: 57

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME AND ADDRESS: BLAINE & CONNIE LARSEN
P O BOX 188
HAMER, ID 83425-0188

SOURCE: GROUND WATER

QUANTITY: 0.81 CFS
95.00 AFY

USE OF THIS RIGHT IS LIMITED TO A FIVE YEAR AVERAGE ANNUAL
DIVERSION VOLUME OF 95 AF. THE COMBINED USE OF RIGHTS LISTED
BELOW IS LIMITED TO A FIVE YEAR AVERAGE ANNUAL DIVERSION VOLUME
OF 267 AF. COMBINED RIGHT NOS.: 31-07606, 31-07609, 31-07611,
31-07629, 31-07052P. THE COMBINED DIVERSION VOLUME OF THE
RIGHTS LISTED BELOW SHALL NOT EXCEED 7540 AF/YEAR WHEN AVERAGED
OVER A ROLLING FIVE YEAR PERIOD. COMBINED RIGHTS:
31-07052C, 31-07052N, 31-07052P, 31-07214B, 31-07214D, 31-07368A,
31-07368B, 31-07369B, 31-07369C, 31-07369D,
31-07439B, 31-07605, 31-07606, 31-07607, 31-07608, 31-07609, 31-07610,
31-07611, 31-07612, 31-07613, 31-07614, 31-07617,
31-07618, 31-07619, 31-07620, 31-07621, 31-07622, 31-07623, 31-07624,
31-07625, 31-07626, 31-07627, 31-07628, 07631,
31-07632, 31-07633, 31-07634, 31-07635, 31-07636, 31-07637, 31-07638.

PRIORITY DATE: 07/29/1971

POINT OF DIVERSION: T09N R36E S34 SWSWS Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.81 CFS 95.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED
EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN
THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation	Within Clark County
	T08N R36E S03 LOT 3 (NENW) 14.0	LOT 4 (NWNW) 32.0
	S04 LOT 1 (NENE) 5.0	
	T09N R36E S33 SESE 13.0	
	S34 SWSW 39.0	SESW 11.0
	114.0 Acres Total	

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40.4 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 114 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT
NOS.: 31-07606, 31-07609, 31-07611 31-07629, 31-07052P.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE RIGHT HOLDER SHALL PROVIDE AN ANNUAL SUMMARY OF PUMPING

OTHER PROVISIONS (continued)

VOLUMES TO THE DEPARTMENT AS PUBLIC RECORD.***

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 AUG 01 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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 31-07052P

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 31-07052P was mailed
on August 01, 2002, with sufficient first-class postage prepaid
to the following:

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

BLAINE LARSEN
P O BOX 188
HAMER, ID 83425
Phone: 208-662-5501

BLAINE & CONNIE LARSEN
P O BOX 188
HAMER, ID 83425-0188

ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
08/01/02