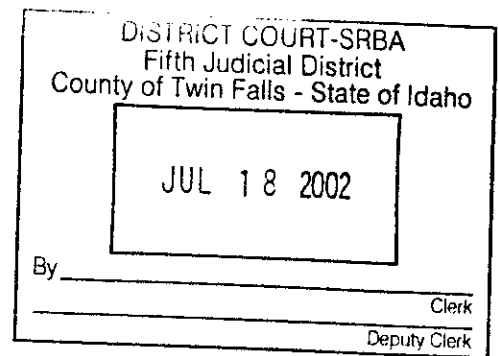




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576) **ORDER OF PARTIAL DECREE**
) **For Water Right 31-11600**
)

On May 1, 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 31-11600 is hereby **decreed** as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED July 18, 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

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-11600

JUL 18 2002

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: BEVERLY BURTONSHAW
DON M BURTONSHAW
1603 N 1000 E
TERRISTON, ID 83450

SOURCE: CAMAS CREEK TRIBUTARY: MUD LAKE

QUANTITY: 13.15 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 25.36 CFS. COMBINED RIGHT NOS.:
31-124, 31-125, 31-126, 31-127, 31-128, 31-167, 31-238, 31-239
and 31-11600,

PRIORITY DATE: 05/01/1951

POINT OF DIVERSION: T09N R37E S09 NWNENE Within Clark County
S17 NESWNE

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	13.15 CFS
	Stockwater	04-01 TO 10-31	0.58 CFS

PLACE OF USE:

Irrigation		Within Clark County	
T09N R36E S01 LOT 02 (NWN)	0.1	SWNE	9.6
LOT 03 (NENW)	5.0	LOT 04 (NWNW)	5.9
	SWNW 39.0		SENE 39.0
	NESW 40.0		NWSW 40.0
	SWSW 27.0		SESW 38.0
LOT 06 (NESE)	14.0		NWSE 34.0
	SWSE 40.0	LOT 07 (SESE)	43.0
S12 LOT 01 (NENE)	42.0		NWNE 40.0
	SWNE 40.0	LOT 02 (SENE)	42.0
	NENW 37.0		NWNW 33.0
	SWNW 38.0		SENE 40.0
	NESW 40.0		NWSW 36.0
	SWSW 40.0		SESW 40.0
LOT 03 (NESE)	42.0		NWSE 40.0
	SWSE 40.0	LOT 04 (SESE)	41.0
S13 LOT 01 (NENE)	42.0		NWNE 27.0
	SWNE 15.0	LOT 02 (SENE)	17.0
	NENW 36.0		NWNW 40.0
	SWNW 30.0		SENE 6.5
	NESW 8.1		SESW 5.3
LOT 03 (NESE)	40.0		NWSE 32.0
	SWSE 37.0	LOT 04 (SESE)	32.0
S24 LOT 01 (NENE)	10.0		NWNE 26.0
R37E S05	NWSW 8.1		
S06	SWNE 1.7	LOT 05 (SNNW)	4.9
	SENE 29.0		NESW 30.0
LOT 06 (NWSW)	29.0	LOT 07 (SWSW)	38.0
	SESW 41.0		NESE 25.0
	NWSE 36.0		SWSE 14.0
	SESE 0.3		
S07	NWNE 0.5		NENW 36.0
LOT 01 (NWNW)	38.0	LOT 02 (SNNW)	38.0
	SENE 28.0		NESW 4.1

PLACE OF USE (continued)

	LOT 03 (NWSW) 17.0	LOT 04 (SWSW) 1.7
	SWSE 14.0	SESE 9.3
S18	NENE 31.0	NWNE 37.0
	SWNE 26.0	SENE 19.0
	NENW 5.3	LOT 01 (NWNW) 4.6
LOT 02 (SWNW) 6.6		SENW 11.0
NESW 39.0	LOT 03 (NWSW) 37.0	
LOT 04 (SWSW) 25.0	SESW 19.0	
NESE 12.0	NWSE 40.0	
SWSE 39.0	SESE 31.0	
S19	NENE 18.0	NWNE 40.0
	SWNE 9.1	SENE 3.9
	NENW 35.0	LOT 01 (NWNW) 23.0
LOT 02 (SWNW) 8.9		SENW 7.3
2382.8 Acres Total		

Stockwater
Same as Irrigation

Within Clark County

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2382.8 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-00124, 31-00125, 31-00126, 31-00127, 31-00128, 31-00167, 31-00238, 31-00239, 31-11600.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 857.8 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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 JUL 18 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): 31-11600

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 31-11600 was mailed
on July 18, 2002, with sufficient first-class postage prepaid
to the following:

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

BEVERLY BURTENSHAW
DON & BEVERLY BURTENSHAW
Represented by:
GORDON S THATCHER
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

DON M BURTENSHAW
1603 N 1000 E
TERRETON, ID 83450
Phone: 208-663-4493

ROBBIN GLATZ
Chief Deputy Clerk