

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 1997 JUL -2 AM 9:13
I.R.C.P. 54(b) FOR
Water Right 57-00001A

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

NAME & ADDRESS: JOYCE LIVESTOCK CO
C/O PAUL NETTLETON
MURPHY ID 83650

SOURCE: SINKER CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.44 CFS

WHEN ANY PORTION OF THIS RIGHT OR THE RIGHTS LISTED BELOW IS
DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC) FOR USE OUTSIDE THE
SINKER CREEK DRAINAGE (LANDS IRRIGATED WITH WATER THAT FLOWS
THROUGH MMC BEYOND THE NE1/4 OF S25, T03S, R02W), THEN USE OF
THIS RIGHT WITH SINKER CREEK RIGHTS 57-00002, 57-00173, 57-00174,
57-00176, 57-00180A, 57-10428 AND 57-10922 AND WITH GROUNDWATER
RIGHTS 57-02293 AND 57-10488 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 28.6 CFS FROM ALL POINTS OF DIVERSION.

WHEN ANY PORTION OF THIS RIGHT OR SINKER CREEK RIGHTS LISTED
ABOVE IS DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC), THE
APPROPRIATOR SHALL CAUSE TO FLOW DOWN SINKER CREEK A MINIMUM FLOW
OF 3.6 CFS, TO BE MEASURED AT A POINT ON SINKER CREEK LOCATED IN
THE NE1/4 OF S13, T03S, R01W.

WHEN NO PORTION OF THIS RIGHT OR THE SINKER CREEK RIGHTS
LISTED ABOVE IS DIVERTED THROUGH MMC, THEN USE OF THIS RIGHT WITH
THE SINKER CREEK RIGHTS LISTED ABOVE IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 13.3 CFS FROM ALL POINTS OF DIVERSION.
USE OF THIS RIGHT WITH ANY OF THE RIGHTS LISTED ABOVE IS LIMITED
TO A TOTAL COMBINED DIVERSION RATE OF 21.1 CFS FROM ALL POINTS OF
DIVERSION.

PRIORITY DATE: 04/01/1881

POINT OF DIVERSION:	T03S R01W S30	NESE	Within Owyhee County
		SWSE	
	S31	NWNE	
		NENW	
		SWNW	
		SESW	
	R02W S36	SESE	
	T04S R02W S01	NWNE	
		NESW	
	S11	NWNE	
		NENW	

MICROFILMED

MAR 2 - 1998

TWO POINTS OF DIVERSION LOCATED IN SWSE, S30, AND SENW, S31,
T03S R01W; AS WELL AS IN NWNE, S01, AND NWNE, S11, T04S, R02W.
RIGHT NOS. 57-00180A, 57-10428, 57-00176, 57-00173, 57-00002,
57-00174 AND 57-10922 ARE ALSO DIVERTED THROUGH POINTS OF
DIVERSION DESCRIBED ABOVE.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	1.44 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County			
	T03S R01W S16	NENE 35	NWNE 38	SWNE 1	NENW 40
		NWNW 40	SWNW 40	SESW 28	NWSW 25
	S17	NESE 40			
	S18	SESW 24			
	S19	NWNE 1	SWNE 11	NENW 38	Lot 1 (NWNW)28
	Lot 2 (SWNW)25		SESW 30	NESW 18	Lot 3 (NWSW)12

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-00001A

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PLACE OF USE: (CONT)

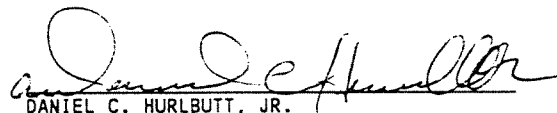
T03S R01W S19	SESW 3	NWSE 1	SWSE 1	
S30	NWNE 5	NENW 11	Lot 2 (SNNW) 1	SENE 10
	SESW 3	NESE 10	NWSE 10	SWSE 24
	SESE 7			
S31	NENW 10	Lot 2 (SNNW) 15	SENE 27	Lot 3 (NNSW) 25
R02W S36	SENE 1	NESE 20	SWSE 6	SESE 30
T04S R02W S01	Lot 2 (NNE) 12	Lot 3 (NENW) 3	SENE 15	NESW 8
	NNSW 22	SWSW 15		
S02	SWSE 8	SESE 28		
S11	NENE 1	NWNE 4		
810 ACRES TOTAL				

WHEN ANY PORTION OF THIS RIGHT OR THE SINKER CREEK RIGHTS LISTED ABOVE IS DIVERTED THROUGH MURPHY MUTUAL CANAL (MMC) FOR USE OUTSIDE THE SINKER CREEK DRAINAGE (LANDS IRRIGATED WITH WATER THAT FLOWS THROUGH MMC BEYOND THE NE1/4 OF S25, T03S, R02W), THEN USE OF THIS RIGHT WITH THE RIGHTS LISTED ABOVE IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 810 ACRES IN A SINGLE SEASON.

WHEN NO PORTION OF THIS RIGHT OR THE SINKER CREEK RIGHTS LISTED ABOVE IS DIVERTED THROUGH MMC, THEN USE OF THIS RIGHT WITH THE SINKER CREEK RIGHTS LISTED ABOVE IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 288 ACRES. USE OF THIS RIGHT WITH ANY OF THE RIGHTS LISTED ABOVE IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 810 ACRES IN A SINGLE SEASON.

DATED:

JUL 2 1997


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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.

DATED:

JUL 2 1997


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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