



WATER-RIGHT DOCKET

Craters of the Moon National Monument

Docket No: 3

FEDERAL RESERVED WATER RIGHTS

State Water Rights Documentation

07-07-1999: cover note to the file

7-7-99

CRMO

This "Order of Partial Decree" for the Snake River Adjudication; Craters of the Moon National Monument, sub-case Numbers; 34 - 13586, 34 - 13587, 34 - 12383/36 - 15342, 34 - 12384/36 - 15343, 34 - 12385/36 - 15344, 34 - 12386, 34 - 12387, 34 - 12388, 34 - 12389, 36 - 15345, and 36 - 15346 was added to Docket File CRMO-0002 and to the Idaho Adjudication File; SRBA/CRMO & YELL on July 7, 1999. 0003

It is a Final Settlement Agreement between the United States of America and the State of Idaho for Federal Reserved Water Rights within the boundaries (as of December 1, 1999) of Craters of the Moon National Monument. This agreement was necessitated by a boundary change at Craters of the Moon National Monument.

The area of the boundary change can be found on the Inferno Cone Quadrangle, Idaho-Butte, County.

Jim Harte
Water Rights Branch



U.S. Department of Justice

Environment and Natural Resources Division

JJC:PCMonson

90-6-2-63

Peter C. Monson, Sr. Trial Attorney
Indian Resources Section,
Managing Attorney, Denver Field Office
999 18th Street
Suite 945 North Tower
Denver, CO 80202

Telephone (303) 312-7350
Facsimile (303) 312-7379
Internet: peter.c.monson@usdoj.gov

December 4, 1998

Barbara Scott-Brier, Esquire
Office of the Regional Solicitor, U.S. Dept. Of the Interior
500 N.E. Multnomah Street,
Suite 607
Portland, Oregon 97232

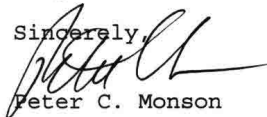
Re: Snake River Basin Adjudication; Craters of the Moon
National Monument, sub-case Nos. 34-12383/36-15342, 34-
12384/36-15343, 34-12385/36-15344, 34-12386, 34-12387,
34-12388, 34-12389, 36-15345, and 36-15346

Dear Barbara:

Please find enclosed for your files Order(s) of Partial Decree for the above-referenced water rights. These Orders affirm the rights agreed-to in the 1992 Agreement, with the exception of the two rights which were affected by the 1996 boundary adjustment - decrees for those two rights should be issued in orders to be issued in the near future. (I recently sent you a letter asking for any comments on the Special Masters Reports for those two rights.) The enclosed orders are the final step in this process and the water rights set forth in the Orders are fully adjudicated and effective. No further action as to these rights is necessary.

Thank you for your continuing assistance in this matter.

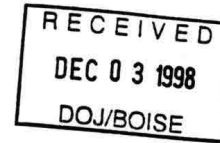
Sincerely,


Peter C. Monson

Enclosures

cc:

William Walters, Dep. Regional Director, NPS, Seattle
Attn: Karen Willard
Chuck Pettie/Jim Harte, NPS, Ft. Collins
K. Jack Haugrud, Assistant Chief, General Litigation
Gloria Baimbridge, CACI, Boise



1998 DEC -1 PM 2:02

DATA SRBA
TWIN FALLS, IDAHO
FILES

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

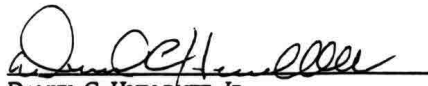
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 36-15346
	)	

On October 19, 1998, 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 36-15346 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 1 1998.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC -1 PM 2:02

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 36-15346

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: ALL SURFACE WATER WITHIN THE FOLLOWING AREA D:

T01S	R24E	S03	W1/2
		S04	
		S05	
		S08	
		S09	
		S10	W1/2
		S17	
		S18	
		S19	
		S20	W1/2 and W1/2 of E1/2
		S29	NW1/4 and W1/2 of NE1/4
		S30	NE1/4

QUANTITY: THE ENTIRE FLOW OF EACH SOURCE DESCRIBED IN THE SOURCE ELEMENT IN
EXCESS OF THE AMOUNT DIVERTED BY RIGHT NO. 36-15345.

PRIORITY DATE: 11/19/1962

POINT OF DIVERSION: THIS IS AN INSTREAM FLOW WATER RIGHT. THE BEGINNING AND ENDING
POINTS MAY BE ANY POINT WITHIN THE FOLLOWING AREA D:

T01S	R24E	S03	W1/2
		S04	
		S05	
		S08	
		S09	
		S10	W1/2
		S17	
		S18	
		S19	
		S20	W1/2 and W1/2 of E1/2
		S29	NW1/4 and W1/2 of NE1/4
		S30	NE1/4

PURPOSE OF USE: MONUMENT INSTREAM FLOW USES

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
WATER RIGHT 36-15346

Page 1
Oct 19, 1998

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE FOLLOWING AREA D:

T01S	R24E	S03	W1/2
		S04	
		S05	
		S08	
		S09	
		S10	W1/2
		S17	
		S18	
		S19	
		S20	W1/2 and W1/2 of E1/2
		S29	NW1/4 and W1/2 of NE1/4
		S30	NE1/4

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PRESIDENTIAL PROCLAMATION NO. 3506 (NOVEMBER 19, 1962) AND FURTHER DESCRIBED IN A WATER RIGHTS AGREEMENT BETWEEN THE STATE OF IDAHO AND THE UNITED STATES FOR THE CRATERS OF THE MOON NATIONAL MONUMENT (MAY 14, 1992).

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE MOON NATIONAL MONUMENT.

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.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC 02 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): 36-15346

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 36-15346 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

U.S. NATIONAL PARK SERVICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING

PAGE 1
DIANA DELANEY 12/02/98
Chief Deputy Clerk



U.S. Department of Justice

Environment and Natural Resources Division

JJC:PCMonson

90-6-2-63

Peter C. Monson, Sr. Trial Attorney
Indian Resources Section,
Managing Attorney, Denver Field Office
999 18th Street
Suite 945 North Tower
Denver, CO 80202

Telephone (303) 312-7350
Facsimile (303) 312-7379
Internet: peter.c.monson@usdoj.gov

January 6, 1999

Barbara Scott-Brier, Esquire
Office of the Regional Solicitor, U.S. Dept. Of the Interior
500 N.E. Multnomah Street,
Suite 607
Portland, Oregon 97232

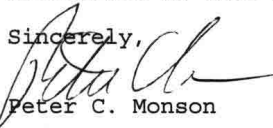
Re: Snake River Basin Adjudication; Craters of the Moon
National Monument, sub-case Nos. 34-13586 and 34-
13587.

Dear Barbara:

Please find enclosed for your files Order(s) of Partial Decree for the above-referenced water rights relating to the Craters of the Moon National Monument. These Orders affirm the rights agreed-to in connection with the 1996 boundary adjustment. The enclosed orders are the final step in this process and the water rights set forth in the Orders are fully adjudicated and effective. No further action as to these rights is necessary.

These final two orders, in conjunction with the ones I sent you last month, conclude the Craters of the Moon Agreement, and are a significant recognition of federal reserved rights. It is a pleasure to have this agreement completed finally, and I thank you for your able counsel and assistance in this matter.

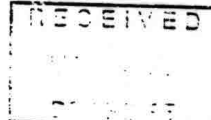
Sincerely,


Peter C. Monson

Enclosures

cc:

William Walters, Dep. Regional Director, NPS, Seattle
Attn: Karen Willard
Chuck Pettie/Jim Harte, NPS, Ft. Collins
K. Jack Haugrud, Assistant Chief, General Litigation
James J. Clear, Chief, Indian Resources Section
Gloria Baimbridge, CACI, Boise



DEC 31 1998 PM 4:20

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 34-13586
	)	

On November 23, 1998, 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 34-13586 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 31 1998.


DANIEL C. HURLBUTT, JR.
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 34-13586

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: ALL SURFACE WATER AND GROUND WATER SOURCES ARISING ON, OCCURRING
ON, OR UNDER THE FOLLOWING AREA F:

T02N	R24E	S15	SW1/4SW1/4*
		S15	SE1/4SW1/4 *
		S16	SE1/4SW1/4 *
		S16	SE1/4SE1/4 (Lot 5)*
		S16	SW1/4 SE1/4*
		S21	E1/2
		S21	NE1/4NW1/4*
		S21	NW1/4NW1/4*
		S21	SE1/4NW1/4
		S21	SW1/4NW1/4*
		S21	NE1/4SW1/4 *
		S21	NW1/4SW1/4*
		S21	SE1/4SW1/4*
		S22	NW1/4NE1/4*
		S22	SW1/4NE1/4*
		S22	SE1/4NE1/4*
		S22	NE1/4NW1/4*
		S22	NW1/4NW1/4
		S22	S1/2NW1/4
		S22	SW1/4
		S22	NE1/4SE1/4*
		S22	NW1/4SE1/4
		S22	S1/2SE1/4
		S23	NW1/4SW1/4*
		S23	SW1/4SW1/4*
		S28	NW1/4NE1/4
		S28	SW1/4NE1/4*
		S28	SE1/4NE1/4 (Lot 2)*
		S28	NE1/4NW1/4*
		S28	NE1/4SE1/4 (Lot 3)*

*INCLUDES ONLY THOSE AREAS WITHIN THE LITTLE
COTTONWOOD CREEK WATERSHED WHICH DRAIN INTO THE CRATERS
OF THE MOON NATIONAL MONUMENT AND/OR INCLUDES ONLY THE
LAND WITHIN THE UNNAMED WATERSHED, WHOSE HEADWATERS ARE
LOCATED IN THE SW1/4 NE1/4 AND SE1/4 NE1/4 OF SECTION 22, T02N,
R24E, B.M. AND WHICH FLOWS SOUTHEAST INTO THE NW1/4 SW1/4 AND
SW1/4 SW1/4 OF SECTION 23, T02N, R24E, B. M. AND THE NE1/4 NW1/4 AND
NW1/4 NW1/4 OF SECTION 26, T02N, R24E, B.M. WHICH DRAINS INTO THE
CRATERS OF THE MOON NATIONAL MONUMENT.

QUANTITY: USE OF THIS RIGHT WITH WATER RIGHT NOS. 34-12383/36-15342, 34-12385/36-15344, 34-12388, AND 36-15345 IS LIMITED TO A TOTAL COMBINED DIVERSION VOLUME OF 54.5 AFY.

PRIORITY DATE: 11/12/1996

POINT OF DIVERSION: THE POINTS OF DIVERSION FOR THIS RIGHT MAY BE AT ANY POINT WITHIN THE FOLLOWING AREA F:

T02N	R24E	S15	SW1/4SW1/4*
		S15	SE1/4SW1/4 *
		S16	SE1/4SW1/4 *
		S16	SE1/4SE1/4 (Lot 5)*
		S16	SW1/4 SE1/4*
		S21	E1/2
		S21	NE1/4NW1/4*
		S21	NW1/4NW1/4*
		S21	SE1/4NW1/4
		S21	SW1/4NW1/4*
		S21	NE1/4SW1/4*
		S21	NW1/4SW1/4*
		S21	SE1/4SW1/4*
		S22	NW1/4NE1/4*
		S22	SW1/4NE1/4*
		S22	SE1/4NE1/4*
		S22	NE1/4NW1/4*
		S22	NW1/4NW1/4
		S22	S1/2NW1/4
		S22	SW1/4
		S22	NE1/4SE1/4*
		S22	NW1/4SE1/4
		S22	S1/2SE1/4
		S23	NW1/4SW1/4*
		S23	SW1/4SW1/4*
		S28	NW1/4NE1/4
		S28	SW1/4NE1/4*
		S28	SE1/4NE1/4 (Lot 2)*
		S28	NE1/4NW1/4*
		S28	NE1/4SE1/4 (Lot 3)*

*INCLUDES ONLY THOSE AREAS WITHIN THE LITTLE COTTONWOOD CREEK WATERSHED WHICH DRAIN INTO THE CRATERS OF THE MOON NATIONAL MONUMENT AND/OR INCLUDES ONLY THE LAND WITHIN THE UNNAMED WATERSHED, WHOSE HEADWATERS ARE LOCATED IN THE SW1/4 NE1/4 AND SE1/4 NE1/4 OF SECTION 22, T02N, R24E, B.M. AND WHICH FLOWS SOUTHEAST INTO THE NW1/4 SW1/4 AND SW1/4 SW1/4 OF SECTION 23, T02N, R24E, B. M. AND THE NE1/4 NW1/4 AND NW1/4 NW1/4 OF SECTION 26, T02N, R24E, B.M. WHICH DRAINS INTO THE CRATERS OF THE MOON NATIONAL MONUMENT.

PURPOSE OF USE: MONUMENT DOMESTIC, MONUMENT IRRIGATION, AND MONUMENT COMMERCIAL

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE BOUNDARIES OF THE CRATERS OF THE MOON NATIONAL MONUMENT.

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PUBLIC LAW 104-333
(NOVEMBER 12, 1996) AND FURTHER DESCRIBED IN A STANDARD FORM 5 SETTLEMENT
AGREEMENT (SEPTEMBER 28, 1998).

THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE
ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE
MOON NATIONAL MONUMENT.

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.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC 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

CERTIFICATE OF MAILING

Water Right(s): 34-13586

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 34-13586 was mailed
on December 31, 1998, with sufficient first-class postage prepaid
to the following:

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

U. S. NATIONAL PARK SERVICE
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

PAGE 1
12/31/98

RECEIVED

DEC 31 PM 1:20

1998

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 34-13587
	)	

On November 23, 1998, 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 34-13587 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 31 1998.


DANIEL C. HURLBUTT, JR.
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 34-13587

NAME AND ADDRESS: UNITED STATES OF AMERICA
 C/O NATIONAL PARK SERVICE
 PACIFIC NORTHWEST REGION
 909 FIRST AVENUE
 SEATTLE, WA 98104-1060

SOURCE: ALL SURFACE WATER WITHIN THE FOLLOWING AREA F:

T02N	R24E	S15	SW1/4SW1/4*
		S15	SE1/4SW1/4 *
		S16	SE1/4SW1/4 *
		S16	SE1/4SE1/4 (Lot 5)*
		S16	SW1/4 SE1/4*
		S21	E1/2
		S21	NE1/4NW1/4*
		S21	NW1/4NW1/4*
		S21	SE1/4NW1/4
		S21	SW1/4NW1/4*
		S21	NE1/4SW1/4 *
		S21	NW1/4SW1/4*
		S21	SE1/4SW1/4*
		S22	NW1/4NE1/4*
		S22	SW1/4NE1/4*
		S22	SE1/4NE1/4*
		S22	NE1/4NW1/4*
		S22	NW1/4NW1/4
		S22	S1/2NW1/4
		S22	SW1/4
		S22	NE1/4SE1/4*
		S22	NW1/4SE1/4
		S22	S1/2SE1/4
		S23	NW1/4SW1/4*
		S23	SW1/4SW1/4*
		S28	NW1/4NE1/4
		S28	SW1/4NE1/4*
		S28	SE1/4NE1/4 (Lot 2)*
		S28	NE1/4NW1/4*
		S28	NE1/4SE1/4 (Lot 3)*

*INCLUDES ONLY THOSE AREAS WITHIN THE LITTLE COTTONWOOD CREEK WATERSHED WHICH DRAIN INTO THE CRATERS OF THE MOON NATIONAL MONUMENT AND/OR INCLUDES ONLY THE LAND WITHIN THE UNNAMED WATERSHED, WHOSE HEADWATERS ARE LOCATED IN THE SW1/4 NE1/4 AND SE1/4 NE1/4 OF SECTION 22, T02N, R24E, B.M. AND WHICH FLOWS SOUTHEAST INTO THE NW1/4 SW1/4 AND SW1/4 SW1/4 OF SECTION 23, T02N, R24E, B. M. AND THE NE1/4 NW1/4 AND NW1/4 NW1/4 OF SECTION 26, T02N, R24E, B.M. WHICH DRAINS INTO THE CRATERS OF THE MOON NATIONAL MONUMENT.

QUANTITY: THE ENTIRE FLOW OF EACH SOURCE DESCRIBED IN THE SOURCE ELEMENT IN EXCESS OF THE AMOUNT DIVERTED BY RIGHT NO. 34-13586.

PRIORITY DATE: 11/12/1996

POINT OF DIVERSION: THIS IS AN INSTREAM FLOW WATER RIGHT. THE BEGINNING AND ENDING POINTS MAY BE ANY POINT WITHIN THE FOLLOWING AREA F:

T02N	R24E	S15	SW1/4SW1/4*
		S15	SE1/4SW1/4 *
		S16	SE1/4SW1/4 *
		S16	SE1/4SE1/4 (Lot 5)*
		S16	SW1/4 SE1/4*
		S21	E1/2
		S21	NE1/4NW1/4*
		S21	NW1/4NW1/4*
		S21	SE1/4NW1/4
		S21	SW1/4NW1/4*
		S21	NE1/4SW1/4 *
		S21	NW1/4SW1/4*
		S21	SE1/4SW1/4*
		S22	NW1/4NE1/4*
		S22	SW1/4NE1/4*
		S22	SE1/4NE1/4*
		S22	NE1/4NW1/4*
		S22	NW1/4NW1/4
		S22	S1/2NW1/4
		S22	SW1/4
		S22	NE1/4SE1/4*
		S22	NW1/4SE1/4
		S22	S1/2SE1/4
		S23	NW1/4SW1/4*
		S23	SW1/4SW1/4*
		S28	NW1/4NE1/4
		S28	SW1/4NE1/4*
		S28	SE1/4NE1/4 (Lot 2)*
		S28	NE1/4NW1/4*
		S28	NE1/4SE1/4 (Lot 3)*

*INCLUDES ONLY THOSE AREAS WITHIN THE LITTLE COTTONWOOD CREEK WATERSHED WHICH DRAIN INTO THE CRATERS OF THE MOON NATIONAL MONUMENT AND/OR INCLUDES ONLY THE LAND WITHIN THE UNNAMED WATERSHED, WHOSE HEADWATERS ARE LOCATED IN THE SW1/4 NE1/4 AND SE1/4 NE1/4 OF SECTION 22, T02N, R24E, B.M. AND WHICH FLOWS SOUTHEAST INTO THE NW1/4 SW1/4 AND SW1/4 SW1/4 OF SECTION 23, T02N, R24E, B. M. AND THE NE1/4 NW1/4 AND NW1/4 NW1/4 OF SECTION 26, T02N, R24E, B.M. WHICH DRAINS INTO THE CRATERS OF THE MOON NATIONAL MONUMENT.

PURPOSE OF USE: MONUMENT INSTREAM FLOW USES.

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE FOLLOWING AREA WHICH IS ALSO WITHIN T02N R24E:

T02N	R24E	S15	SW1/4SW1/4*
		S15	SE1/4SW1/4 *
		S16	SE1/4SW1/4 *
		S16	SE1/4SE1/4 (Lot 5)*
		S16	SW1/4 SE1/4*

S21	E1/2
S21	NE1/4NW1/4*
S21	NW1/4NW1/4*
S21	SE1/4NW1/4
S21	SW1/4NW1/4*
S21	NE1/4SW1/4 *
S21	NW1/4SW1/4*
S21	SE1/4SW1/4*
S22	NW1/4NE1/4*
S22	SW1/4NE1/4*
S22	SE1/4NE1/4*
S22	NE1/4NW1/4*
S22	NW1/4NW1/4
S22	S1/2NW1/4
S22	SW1/4
S22	NE1/4SE1/4*
S22	NW1/4SE1/4
S22	S1/2SE1/4
S23	NW1/4SW1/4*
S23	SW1/4SW1/4*
S28	NW1/4NE1/4
S28	SW1/4NE1/4*
S28	SE1/4NE1/4 (Lot 2)*
S28	NE1/4NW1/4*
S28	NE1/4SE1/4 (Lot 3)*

*INCLUDES ONLY THOSE AREAS WITHIN THE LITTLE COTTONWOOD CREEK WATERSHED WHICH DRAIN INTO THE CRATERS OF THE MOON NATIONAL MONUMENT AND/OR INCLUDES ONLY THE LAND WITHIN THE UNNAMED WATERSHED, WHOSE HEADWATERS ARE LOCATED IN THE SW1/4 NE1/4 AND SE1/4 NE1/4 OF SECTION 22, T02N, R24E, B.M. AND WHICH FLOWS SOUTHEAST INTO THE NW1/4 SW1/4 AND SW1/4 SW1/4 OF SECTION 23, T02N, R24E, B. M. AND THE NE1/4 NW1/4 AND NW1/4 NW1/4 OF SECTION 26, T02N, R24E, B.M. WHICH DRAINS INTO THE CRATERS OF THE MOON NATIONAL MONUMENT.

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PUBLIC LAW 104-333 (NOVEMBER 12, 1996) AND FURTHER DESCRIBED IN A STANDARD FORM 5 SETTLEMENT AGREEMENT (SEPTEMBER 28, 1998).

THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE MOON NATIONAL MONUMENT.

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.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC 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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 34-13587

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 34-13587 was mailed
on December 31, 1998, with sufficient first-class postage prepaid
to the following:

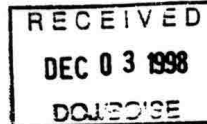
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

U. S. NATIONAL PARK SERVICE
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

PAGE 1
12/31/98



1998 DEC -1 PM 2:03

DOUGLASS COUNTY, IDAHO
CLERK

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

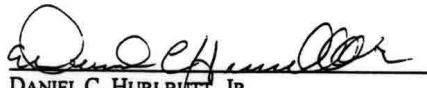
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 34-12383/36-15342
	)	

On October 19, 1998, 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 34-12383/36-15342 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 1 1998.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC -1 PM 2:03

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 Rights 34-12383/36-15342

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: ALL SURFACE WATER AND GROUND WATER SOURCES ARISING ON, OCCURRING
ON, OR UNDER THE FOLLOWING AREA A:

T01N	R24E	S01
		S02
		S11
		S12
		S13
		S14
		S23
		S24
		S25
T01N	R25E	S05
		S06
		S07
		S08
		S17
		S18
		S19
		S20
		S21
		S28
		S29
		S30
		S31
		S32
		S33
		S34
		S35
T02N	R24E	S35
		S36
T02N	R25E	S31

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
WATER RIGHTS 34-12383/36-15342

Page 1
Oct 19, 1998

T01S	R25E	S02
		S03
		S04
		S05
		S09
		S10
		S11
		S14
		S15
		S16

QUANTITY: USE OF THIS RIGHT WITH WATER RIGHT NOS. 34-12385/36-15344, 34-12388, 36-15345, AND 34-13586 IS LIMITED TO A TOTAL COMBINED DIVERSION VOLUME OF 54.5 AFY

PRIORITY DATE: 05/02/1924

POINT OF DIVERSION: THE POINTS OF DIVERSION FOR THIS RIGHT MAY BE AT ANY POINT WITHIN THE FOLLOWING AREA A:

T01N	R24E	S01
		S02
		S11
		S12
		S13
		S14
		S23
		S24
		S25

T01N	R25E	S05
		S06
		S07
		S08
		S17
		S18
		S19
		S20
		S21
		S28
		S29
		S30
		S31
		S32
		S33
		S34
		S35

T02N	R24E	S35
		S36

T02N	R25E	S31
------	------	-----

T01S R25E S02
S03
S04
S05
S09
S10
S11
S14
S15
S16

PURPOSE OF USE: MONUMENT DOMESTIC, MONUMENT IRRIGATION, AND MONUMENT
COMMERCIAL COMMERCIAL
PERIOD OF USE: 01-01 to 12-31
PLACE OF USE: WITHIN THE BOUNDARIES OF THE CRATERS OF THE MOON NATIONAL
MONUMENT.

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PRESIDENTIAL
PROCLAMATION NO. 1694 (MAY 2, 1924) AND FURTHER DESCRIBED IN A WATER
RIGHTS AGREEMENT BETWEEN THE STATE OF IDAHO AND THE UNITED STATES
FOR THE CRATERS OF THE MOON NATIONAL MONUMENT (MAY 14, 1992).

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE
UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE
ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS
OF THE MOON NATIONAL MONUMENT.

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.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC 02 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): 36-15342

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 36-15342 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

U.S. NATIONAL PARK SERVICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING

DIANA DELANEY
Chief Deputy Clerk

PAGE 1
12/02/98

1998 DEC 02 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): 34-12383

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 34-12383 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

U.S. NATIONAL PARK SERVICE
US DEPARTMENT OF JUSTICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING

PAGE 1
12/02/98

00:00 PM 02 DEC 98
DISTRICT COURT - 3RD
IDAHO
MITCHELL D. SORESENSEN
ROUTE 1 BOX 63C-1
MOORE, ID 83255

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

Water Right(s): 34-12383

Class No. 55575

CERTIFICATE OF MAILING

I hereby file a true and correct copy of the PARTIAL DECREE
STEWART TO L.R.C.D. 84(b) for WATER RIGHT 34-12383 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWS
PO BOX 83730
BOISE, ID 83720-0038

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
SOL AG OFFICE OF ASST GEN
STATEHOUSE MAIL
BOISE, ID 83720-0038
Phone: 208-334-2430

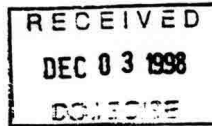
U.S. NATIONAL BANK SERVICE
US DEPARTMENT OF JUSTICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES
350 WEST FORT STREET, MSB 001
BOISE, ID 83725
Phone: 208-334-2430

CERTIFICATE OF MAILING

PAGE 2
12/02/98

PAGE 1
12/02/98

CERTIFICATE OF MAILING



DEC 03 - 1 PM 2:03

1998
FILED
TWIN FALLS, IDAHO

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

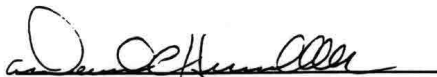
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 34-12384/36-15343
	)	

On October 19, 1998, 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 34-12384/36-15343 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 1 1998.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC -1 PM 2:03

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 34-12384/36-15343

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: ALL SURFACE WATER WITHIN THE FOLLOWING AREA A:

T01N	R24E	S01
		S02
		S11
		S12
		S13
		S14
		S23
		S24
		S25

T01N	R25E	S05
		S06
		S07
		S08
		S17
		S18
		S19
		S20
		S21
		S28
		S29
		S30
		S31
		S32
		S33
		S34
		S35

T02N	R24E	S35
		S36

T02N	R25E	S31
------	------	-----

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
WATER RIGHT 34-12384/36-15343

Page 1
Oct 19, 1998

T01S	R25E	S02
		S03
		S04
		S05
		S09
		S10
		S11
		S14
		S15
		S16

QUANTITY: THE ENTIRE FLOW OF EACH SOURCE DESCRIBED IN THE SOURCE ELEMENT IN EXCESS OF THE AMOUNT DIVERTED BY RIGHT NO. 34-12383/36-15342.

PRIORITY DATE: 05/02/1924

POINT OF DIVERSION: THIS IS AN INSTREAM FLOW WATER RIGHT. THE BEGINNING AND ENDING POINTS MAY BE ANY POINT WITHIN THE FOLLOWING AREA A:

T01N	R24E	S01
		S02
		S11
		S12
		S13
		S14
		S23
		S24
		S25

T01N	R25E	S05
		S06
		S07
		S08
		S17
		S18
		S19
		S20
		S21
		S28
		S29
		S30
		S31
		S32
		S33
		S34
		S35

T02N	R24E	S35
		S36

T02N	R25E	S31
------	------	-----

T01S	R25E	S02
		S03
		S04
		S05
		S09
		S10
		S11
		S14
		S15
		S16

PURPOSE OF USE: MONUMENT INSTREAM FLOW USES

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE FOLLOWING AREA A:

T01N	R24E	S01
		S02
		S11
		S12
		S13
		S14
		S23
		S24
		S25

T01N	R25E	S05
		S06
		S07
		S08
		S17
		S18
		S19
		S20
		S21
		S28
		S29
		S30
		S31
		S32
		S33
		S34
		S35

T02N	R24E	S35
		S36

T02N	R25E	S31
------	------	-----

T01S R25E S02
 S03
 S04
 S05
 S09
 S10
 S11
 S14
 S15
 S16

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PRESIDENTIAL PROCLAMATION NO. 1694 (MAY 2, 1924) AND FURTHER DESCRIBED IN A WATER RIGHTS AGREEMENT BETWEEN THE STATE OF IDAHO AND THE UNITED STATES FOR THE CRATERS OF THE MOON NATIONAL MONUMENT (MAY 14, 1992).

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE MOON NATIONAL MONUMENT.

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.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC 02 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): 34-12384

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 34-12384 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

U.S. NATIONAL PARK SERVICE
US DEPARTMENT OF JUSTICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING

PAGE 1
DIANA DELANEY 12/02/98
Chief Deputy Clerk

1998 DEC 02 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): 34-12384

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 34-12384 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

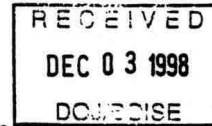
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

U.S. NATIONAL PARK SERVICE
US DEPARTMENT OF JUSTICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING

PAGE 1
DIANA DELANEY 12/02/98
Chief Deputy Clerk



1998 DEC -1 PM 2:03

CLERK OF DISTRICT COURT
IDAHO
TWIN FALLS

**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 34-12385/36-15344
	)	

On October 19, 1998, 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 34-12385/36-15344 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 1 1998.


DANIEL C. HURLBUTT, JR.
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

1998 DEC -1 PM 2:03

FILED
TWIN FALLS, IDAHO

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 34-12385/36-15344

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: ALL SURFACE WATER AND GROUND WATER SOURCES ARISING ON, OCCURRING
ON, OR UNDER THE FOLLOWING AREA B:

T01N R24E S03
S10
S15
S22
S26
S27
S34
S35
S36

T01N R25E S03
S04
S09
S10
S15
S16
S22
S23
S24
S25
S26
S27
S36

T02N R24E S25
S26
S27
S34

T02N R25E S27
S28
S29
S30
S32
S33
S34

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
WATER RIGHT 34-12385/36-15344

Page 1
Oct 19, 1998

T01S	R25E	S01	
		S12	
		S13	
		S21	N1/2
		S22	N1/2
		S23	N1/2
		S24	N1/2

QUANTITY: USE OF THIS RIGHT WITH WATER RIGHT NOS. 34-12383/36-15342, 34-12388, 36-15345, AND 34-13586 IS LIMITED TO A TOTAL COMBINED DIVERSION VOLUME OF 54.5 AFY

PRIORITY DATE: 07/23/1928

POINT OF DIVERSION: THE POINTS OF DIVERSION FOR THIS RIGHT MAY BE AT ANY POINT WITHIN THE FOLLOWING AREA B:

T01N	R24E	S03
		S10
		S15
		S22
		S26
		S27
		S34
		S35
		S36

T01N	R25E	S03
		S04
		S09
		S10
		S15
		S16
		S22
		S23
		S24
		S25
		S26
		S27
		S36

T02N	R24E	S25
		S26
		S27
		S34

T02N	R25E	S27
		S28
		S29
		S30
		S32
		S33
		S34

T01S	R25E	S01	
		S12	
		S13	
		S21	N1/2
		S22	N1/2
		S23	N1/2
		S24	N1/2

PURPOSE OF USE: MONUMENT DOMESTIC, MONUMENT IRRIGATION, AND MONUMENT
COMMERCIAL

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE BOUNDARIES OF THE CRATERS OF THE MOON NATIONAL
MONUMENT.

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PRESIDENTIAL
PROCLAMATION NO. 1843 (JULY 23, 1928) AND FURTHER DESCRIBED IN A WATER
RIGHTS AGREEMENT BETWEEN THE STATE OF IDAHO AND THE UNITED STATES
FOR THE CRATERS OF THE MOON NATIONAL MONUMENT (MAY 14, 1992).

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE
UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE
ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS
OF THE MOON NATIONAL MONUMENT.

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.


DANIEL C. HURLBUT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC 02 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): 34-12385

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 34-12385 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

U.S. NATIONAL PARK SERVICE
US DEPARTMENT OF JUSTICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING

DIANA DELANEY
Chief Deputy Clerk

PAGE 1
12/02/98

1998 DEC 02 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): 36-15344

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 36-15344 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

U.S. NATIONAL PARK SERVICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING

DIANA DELANEY
Chief Deputy Clerk

PAGE 1
12/02/98

RE
DEC 03 1998
D.

1998 DEC -1 PM 2:03

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 34-12386
	)	

On October 19, 1998, 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 34-12386 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 1 1998


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC -1 PM 2:03

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
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 34-12386

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: LITTLE COTTONWOOD CREEK

QUANTITY: THE ENTIRE FLOW OF LITTLE COTTONWOOD CREEK IN EXCESS OF THE AMOUNT
DIVERTED BY RIGHT NO. 34-12385/36-15344.

PRIORITY DATE: 07/23/1928

POINT OF DIVERSION: THIS IS AN INSTREAM FLOW WATER RIGHT.

THE BEGINNING POINT IS THE HEADWATERS OF LITTLE COTTONWOOD CREEK
LOCATED IN T02N R24E S21

THE ENDING POINT IS WHERE THE STREAM DISAPPEARS IN T02N R24E S27

PURPOSE OF USE: MONUMENT INSTREAM FLOW USES

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE FOLLOWING AREA B:

T01N R24E S03
S10
S15
S22
S26
S27
S34
S35
S36

T01N R25E S03
S04
S09
S10
S15
S16
S22
S23

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
WATER RIGHT 34-12386

Page 1
Oct 19, 1998

		S24	
		S25	
		S26	
		S27	
		S36	
T02N	R24E	S25	
		S26	
		S27	
		S34	
T02N	R25E	S27	
		S28	
		S29	
		S30	
		S32	
		S33	
		S34	
T01S	R25E	S01	
		S12	
		S13	
		S21	N1/2
		S22	N1/2
		S23	N1/2
		S24	N1/2

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PRESIDENTIAL PROCLAMATION NO. 1843 (JULY 23, 1928) AND FURTHER DESCRIBED IN A WATER RIGHTS AGREEMENT BETWEEN THE STATE OF IDAHO AND THE UNITED STATES FOR THE CRATERS OF THE MOON NATIONAL MONUMENT (MAY 14, 1992).

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE MOON NATIONAL MONUMENT.

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.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC 02 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): 34-12386

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 34-12386 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

U.S. NATIONAL PARK SERVICE
US DEPARTMENT OF JUSTICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING

PAGE 1
DIANA DELANEY 12/02/98
Chief Deputy Clerk

1998 DEC -1 PM 2:03

U.S. DISTRICT COURT
TWIN FALLS, IDAHO
FILED

RECEIVED
DEC 03 1998

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

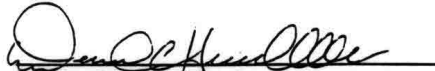
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 34-12387
	)	

On October 19, 1998, 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 34-12387 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 1 1998


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC -1 PM 2:03

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

FILED
1-383A
TWIN FALLS, IDAHO

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 34-12387

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: UNNAMED STREAM TRIBUTARY TO LITTLE COTTONWOOD CREEK

QUANTITY: THE ENTIRE FLOW OF UNNAMED STREAM TRIBUTARY TO LITTLE COTTONWOOD
CREEK IN EXCESS OF THE AMOUNT DIVERTED BY RIGHT NO. 34-12385/36-15344.

PRIORITY DATE: 07/23/1928

POINT OF DIVERSION: THIS IS AN INSTREAM FLOW WATER RIGHT.

THE BEGINNING POINT IS WHERE THE UNNAMED STREAM TRIBUTARY TO LITTLE
COTTONWOOD CREEK ENTERS THE BOUNDARY OF THE CRATERS OF THE MOON
NATIONAL MONUMENT AS ESTABLISHED ON JULY 23, 1928.

APPROXIMATELY 1.600 FEET SOUTH OF THE NE CORNER OF:

T02N R24E S28

THE ENDING POINT IS AT THE CONFLUENCE OF THE UNNAMED STREAM
TRIBUTARY TO LITTLE COTTONWOOD CREEK AND LITTLE COTTONWOOD CREEK:

T02N R24E S27

PURPOSE OF USE: MONUMENT INSTREAM FLOW USES

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE FOLLOWING AREA B:

T01N R24E S03
S10
S15
S22
S26
S27
S34
S35
S36

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
WATER RIGHT 34-12387

Page 1
Oct 19, 1998

T01N	R25E	S03	
		S04	
		S09	
		S10	
		S15	
		S16	
		S22	
		S23	
		S24	
		S25	
		S26	
		S27	
		S36	
T02N	R24E	S25	
		S26	
		S27	
		S34	
T02N	R25E	S27	
		S28	
		S29	
		S30	
		S32	
		S33	
		S34	
T01S	R25E	S01	
		S12	
		S13	
		S21	N1/2
		S22	N1/2
		S23	N1/2
		S24	N1/2

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PRESIDENTIAL PROCLAMATION NO. 1843 (JULY 23, 1928) AND FURTHER DESCRIBED IN A WATER RIGHTS AGREEMENT BETWEEN THE STATE OF IDAHO AND THE UNITED STATES FOR THE CRATERS OF THE MOON NATIONAL MONUMENT (MAY 14, 1992).

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE MOON NATIONAL MONUMENT.

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.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC 02 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): 34-12387

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 34-12387 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

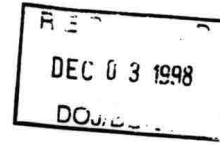
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

U.S. NATIONAL PARK SERVICE
US DEPARTMENT OF JUSTICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CERTIFICATE OF MAILING

PAGE 1
DIANA DELANEY 12/02/98
Chief Deputy Clerk



1998 DEC -1 PM 2:03

DOUGLAS, IDAHO

**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 34-12388
	)	

On October 19, 1998, 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 I*, 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 34-12388 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 1 1998


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC -1 PM 2:03

11-SRBA
TWIN FALLS, IDAHO

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 34-12388

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: ALL SURFACE WATER AND GROUND WATER SOURCES ARISING ON, OCCURRING
ON, OR UNDER THE FOLLOWING AREA C:

T02N R24E S28 LOT 1 (NENE)

QUANTITY: USE OF THIS RIGHT WITH WATER RIGHT NOS. 34-12383/36-15342, 34-12385/36-15344,
36-15345, AND 34-13586 IS LIMITED TO A TOTAL COMBINED DIVERSION VOLUME
OF 54.5 AFY.

PRIORITY DATE: 07/09/1930

POINT OF DIVERSION: THE POINTS OF DIVERSION FOR THIS RIGHT MAY BE AT ANY POINT WITHIN THE
FOLLOWING AREA C:

T02N R24E S28 LOT 1 (NENE)

PURPOSE OF USE: MONUMENT DOMESTIC, MONUMENT IRRIGATION, AND MONUMENT
COMMERCIAL COMMERCIAL

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE BOUNDARIES OF THE CRATERS OF THE MOON NATIONAL
MONUMENT.

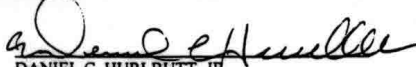
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PRESIDENTIAL
PROCLAMATION NO. 1916 (JULY 9, 1930) AND FURTHER DESCRIBED IN A WATER
RIGHTS AGREEMENT BETWEEN THE STATE OF IDAHO AND THE UNITED STATES
FOR THE CRATERS OF THE MOON NATIONAL MONUMENT (MAY 14, 1992).

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE MOON NATIONAL MONUMENT.

RULE 54(b) CERTIFICATE

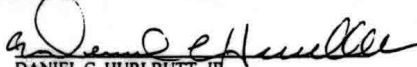
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE MOON NATIONAL MONUMENT.

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.



DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

00.00 ME 00 DEC 98
DISTRICT COURT - 3RD
IDAHO

U.S. NATIONAL PARK SERVICE
US DEPARTMENT OF JUSTICE

Represented by:

US DEPARTMENT OF JUSTICE

ENVIRONMENT & NATL' RESOURCES

550 WEST FORT STREET, MSC 033

BOISE, ID 83724

Phone: 208-387-0835

CERTIFICATE OF MAILING

Water Rights: 34-12388

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

I hereby state and certify that a true and correct copy of the partial decree pursuant to I.R.A.P. 34-12388 was mailed on December 02, 1998, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 81120
BOISE, ID 83720-0812

STATE OF IDAHO
Represented by:
CLIVE STONE
NATURAL RESOURCES
DEPT AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE ID 83720-0010
Phone: 208-334-2400

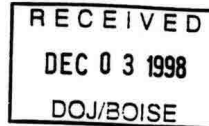
ARTHUR W. QUIST
Represented by:
RAY W. EIGHT
PO BOX 210
REXBURG, ID 83440-0120
Phone: 208-838-3833

CERTIFICATE OF MAILING

PAGE 1
12/02/98

PAGE 2
12/02/98

CERTIFICATE OF MAILING



1998 DEC -1 PM 2:02

FILED
CLERK OF DISTRICT COURT
TWIN FALLS, IDAHO

**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 34-12389
	)	

On October 19, 1998, 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 34-12389 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 1 1998


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC -1 PM 2:02

34-12389
TWIN FALLS CO., IDAHO

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 34-12389

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: ALL SURFACE WATER WITHIN THE FOLLOWING AREA C:

T02N R24E S28 LOT 1 (NENE)

QUANTITY: THE ENTIRE FLOW OF EACH SOURCE DESCRIBED IN THE SOURCE ELEMENT IN
EXCESS OF THE AMOUNT DIVERTED BY RIGHT NO. 34-12388.

PRIORITY DATE: 07/09/1930

POINT OF DIVERSION: THIS IS AN INSTREAM FLOW WATER RIGHT. THE BEGINNING AND ENDING POINTS
MAY BE ANY POINT WITHIN THE FOLLOWING AREA C:

T02N R24E S28 LOT 1 (NENE)

PURPOSE OF USE: MONUMENT INSTREAM FLOW USES

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE FOLLOWING AREA C:

T02N R24E S28 LOT 1 (NENE)

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PRESIDENTIAL
PROCLAMATION NO. 1916 (JULY 9, 1930) AND FURTHER DESCRIBED IN A WATER
RIGHTS AGREEMENT BETWEEN THE STATE OF IDAHO AND THE UNITED STATES
FOR THE CRATERS OF THE MOON NATIONAL MONUMENT (MAY 14, 1992).

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE MOON NATIONAL MONUMENT.

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.



DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC 02 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): 34-12389

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 34-12389 was mailed
on December 02, 1998, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

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

CERTIFICATE OF MAILING

PAGE 1
12/02/98

00:00 PM 03 DEC 98
DISTRICT COURT - SRBA
CHAD, IDAHO

U.S. NATIONAL PARK SERVICE
PACIFIC NW-REGIONAL OFFICE
909 FIRST AVENUE
SEATTLE, WA 98104-1060

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

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

Water Right(s): 34-12389

CERTIFICATE OF MAILING

I certify that a true and correct copy of the partial decree
pursuant to L.R.C.P. 34-12389 was mailed
on December 23, 1998, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF LWS
PO BOX 83730
BOISE, ID 83720-0834

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEPT AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

US DEPARTMENT OF JUSTICE
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL RESOURCES
222 WEST FORT STREET, 4TH FL
BOISE, ID 83724
Phone: 208-587-0832

CERTIFICATE OF MAILING

PAGE 1
12/02/98

PAGE 2
12/02/98

CERTIFICATE OF MAILING

RECEIVED
DEC 03 1998
DC

1998 DEC -1 PM 2:02

CLERK OF DISTRICT COURT
TWIN FALLS, 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 36-15345
	)	

On October 19, 1998, 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 36-15345 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 1 1998


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

1998 DEC -1 PM 2:02

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 Rights 36-15345

NAME AND ADDRESS: UNITED STATES OF AMERICA
C/O NATIONAL PARK SERVICE
PACIFIC NORTHWEST REGION
909 FIRST AVENUE
SEATTLE, WA 98104-1060

SOURCE: ALL SURFACE WATER AND GROUND WATER SOURCES ARISING ON, OCCURRING
ON, OR UNDER THE FOLLOWING AREA D:

T01S	R24E	S03	W1/2
		S04	
		S05	
		S08	
		S09	
		S10	W1/2
		S17	
		S18	
		S19	
		S20	W1/2 and W1/2 of E1/2
		S29	NW1/4 and W1/2 of NE1/4
		S30	NE1/4

QUANTITY: USE OF THIS RIGHT WITH WATER RIGHT NOS. 34-12383/36-15342, 34-12385/36-15344,
34-12388, AND 34-13586 IS LIMITED TO A TOTAL COMBINED DIVERSION VOLUME
OF 54.5 AFY.

PRIORITY DATE: 11/19/1962

POINT OF DIVERSION: THE POINTS OF DIVERSION FOR THIS RIGHT MAY BE AT ANY POINT WITHIN THE
FOLLOWING AREA D:

T01S	R24E	S03	W1/2
		S04	
		S05	
		S08	
		S09	
		S10	W1/2
		S17	
		S18	
		S19	
		S20	W1/2 and W1/2 of E1/2
		S29	NW1/4 and W1/2 of NE1/4
		S30	NE1/4

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
WATER RIGHT 36-15345

Page 1
Oct 19, 1998

PURPOSE OF USE: MONUMENT DOMESTIC, MONUMENT IRRIGATION, AND MONUMENT COMMERCIAL

PERIOD OF USE: 01-01 TO 12-31

PLACE OF USE: ANY PLACE WITHIN THE BOUNDARIES OF THE CRATERS OF THE MOON NATIONAL MONUMENT.

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

THIS IS A FEDERAL RESERVE WATER RIGHT BASED ON PRESIDENTIAL PROCLAMATION NO. 3506 (NOVEMBER 19, 1962) AND FURTHER DESCRIBED IN A WATER RIGHTS AGREEMENT BETWEEN THE STATE OF IDAHO AND THE UNITED STATES FOR THE CRATERS OF THE MOON NATIONAL MONUMENT (MAY 14, 1992).

IN ACCORDANCE WITH SECTIONS 5.13 AND 5.14 OF THE 1992 AGREEMENT, THE UNITED STATES IS NOT ENTITLED TO MAINTAIN ANY SPECIFIC WATER TABLE ELEVATION IN THE SNAKE RIVER REGIONAL AQUIFER, BENEATH THE CRATERS OF THE MOON NATIONAL MONUMENT.

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.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

In Re SRBA
Case No. 39576

Water Right(s) : 36-15345

PAGE 1
DIANA DELANEY 12/02/98
Chief Deputy Clerk

Date: 11/02/2000 12:51 PM

Sender: Larry Martin

To: Jeff Hughes

Priority: Normal

Subject: FW: Craters Update

Author: Larry Martin at NP-WASO-WR

Date: 11/02/2000 12:51:25 PM

Priority: Normal

To: Jeff Hughes

Subject: FW: Craters Update

The 24-hour pump test was completed in the test well at 1:15 PM Wed. Static water level was 76 feet below ground surface prior to start of pumping on Tues. PM. Well was pumped at 20 gpm Tues. PM and overnight with water level drawdown of about 11 feet. Pumping rate was increased this morning to 26 gpm with drawdown of 14.5 feet after 2 hours at higher pumping rate. Water quality samples were collected by NPS staff at 0845 and will be delivered to lab. in Boise today. Pumping rate was increased to 28 gpm for final 3 hours of the test. Drawdown had stabilized at the end of the test at 16 feet below static water level (92 feet below ground surface). Top of well screen is at 98 feet below ground surface. Specific capacity of test well at end of test was about 1.8 gpm per foot of drawdown.

Existing south production well (PW-2) was developed with surge block and compressed air for four hours today. Water was very silty at start of development and a lot of fine sand was removed from the well. Water clarity had improved significantly and only a small quantity of fine sand was removed from the well in the final half hour of well development efforts. The existing pump will be re-installed Thursday AM followed by 4-hour pumping test in PW-2.

Jim

-----Original Message-----

From: Jim Roth [mailto:jroth@geoengineers.com]

Sent: Tuesday, October 31, 2000 10:36 AM

To: Steven Worsley; Chuck Lindsay; Bill Shafer; Dwayne Moates; Hoa Lam;

Larry Martin

Subject: Craters Update

As of Tues. AM, development of the test well screen has been completed and the drillers are installing the pump that will be used for the 24-hour pumping test. Approx. 9 hours of well development was performed Mon. and Tues. using a surge block (swab) and compressed air to remove fine sand and silt from the aquifer material adjacent to the screen. Water clarity and quantity entering the screen have improved significantly as the fine material has been removed.

The pump has been removed from existing well PW-2 (south well) and development of the screen in PW-2 will take place today. A pumping test will be completed in PW-2 after the pump assembly has been re-installed.

Jim

Received: from geoengineers.com ([207.202.150.130]) by ccmail.itd.nps.gov with SMTP

(IMA Internet Exchange 3.13) id 006685E0; Wed, 1 Nov 2000 19:01:20 -0500

Received: from pluto [127.0.0.1] by geoengineers.com

(SMTPD32-4.07) id AD8131DF067A; Wed, 01 Nov 2000 15:55:45 -800

Docket Information

Number of Documents in Docket 61

Documents Dated from 12/1/1998 to 7/7/1999

Docket Compiled: 2/15/2011