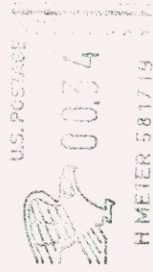


STATE OF IDAHO
District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

Partial decree
35-4037



**NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD**

Richard D Polatis
174 S 175 W
Blackfoot, ID 83221



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MAR 15 2002

Department of Water Resources

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MAR 21 2002

Department of Water Resources
Eastern Region

2002 MAR 12 PM 11:30

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

In Re SRBA

Case No. 39576

) Subcase: See Exhibit A
)
)
)

PARTIAL DECREE OF DISALLOWED
WATER RIGHT CLAIMS

On January 29, 1999, the Director of the Idaho Department of Water Resources filed a *Director's Report, Irrigation and Other Rights, Reporting Area 5 (IDWR Basin 35), Part III*, recommending that the water right claims listed on the attached Exhibit A be **disallowed**. The time period for objecting to this recommendation has passed.

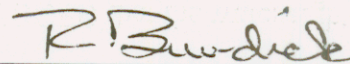
As this Court has previously determined, all claims reported to the Court by the Director of IDWR shall appear in a decree. This is required so that there is no confusion over action taken by the Court on all claims reported to it.

THEREFORE IT IS ORDERED AND ADJUDGED that the water right claims listed on the attached Exhibit A are hereby **disallowed with prejudice** and shall not be confirmed in any partial decree or in any final decree entered in the SRBA, Case No. 39576, in whatever form that final decree may take or be styled.

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 March 11, 2002.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

35-02012C
35-02113
35-04015
35-04028-
35-04037
35-04045
35-04116
35-04218-
35-07246E
35-07353A
35-07602C
35-08038
35-08086-
35-10358
35-10495
35-10565
35-10814
35-10907-
35-11045
35-11108
35-11381
35-11480
35-11506-
35-11531
35-11979
35-12313
35-12338
35-12791-
35-12796
35-12797
35-12809
35-12838
35-12865
35-13083

(Subcase list: 35DIS2)
3/11/02

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE OF DISALLOWED WATER RIGHT CLAIMS was mailed on March 12, 2002, with sufficient first-class postage to the following:

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