



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

April 21, 2009

STELLA GRAY
PO BOX 906
SUN VALLEY ID 83353

RE: Snake River Basin Adjudication (SRBA) 37-12125 and 37-12126

Dear Ms. Gray:

In response to your certified letter dated April 14, 2009 to David Tuthill regarding why you have not received the Partial Decree for your claim 37-12125 from the Court. Your claim was recommended to the Court in our last Director's Report filed on February 21, 2007. After checking with the Court your uncontested claim, the Partial Decree will be issued after completion of the entire Basin 37, part 3 Initial Hearing for objected rights is completed in late Fall, 2009. I understand your frustration, but let me assure you your water right claim is active and stands as recommended to the Court.

In your conversation on April 20th with Danni Smith you stated you had also not received the Partial Decree for your domestic use that was issued on January 5, 2001. A copy is enclosed for your convenience.

If we can be of more assistance, please feel free to call our office.

Sincerely,

Donald V. Shaff
Adjudication Bureau Chief

enclosure

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 37-12126

NAME AND ADDRESS: STELLA GRAY
BOX 906
SUN VALLEY, ID 83353

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/22/1972

POINT OF DIVERSION: T04N R17E S13 SENE Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Blaine County
T04N R17E S13 SENE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT 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 Burgick
Presiding Judge of the
Snake River Basin Adjudication