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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
MAR 11 2014
By _____ Clerk Deputy 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	)	Water Right No.: 63-02804B
	)	
Case No. 39576	)	ORDER OF PARTIAL DECREE, <i>NUNC PRO</i>
	)	<i>TUNC</i> TO FEBRUARY 6, 2009
	)	
	)	
	)	
	)	

On December 19, 2006, the Idaho Department of Water Resources filed its *Director's Report for Basin 63, Part 3, Irrigation & Other*, which included the Director's recommendation for the above-captioned water right claim. No objections were filed to the recommendation and the time period for filing such objections has expired. On February 6, 2009, a *Partial Decree* was entered for the above-captioned uncontested water right claim. However, while the ROA record indicates that a *Partial Decree* for the above-captioned water right was entered on that date, a copy of that *Partial Decree* cannot be located.

Therefore, IT IS ORDERED that water right claim 63-02804B be **decreed *nunc pro tunc*** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b), Nunc Pro Tunc, February 6, 2009*.

Dated March 11, 2014



ERIC J. WILDMAN
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)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 63-02804B

NUNC PRO TUNC

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

FEB - 6 2009

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS: DEVON BEER
WILLADEAN BEER
3515 W WOODMONT DR
MERIDIAN, ID 83646-1168

SOURCE: GROUND WATER

QUANTITY: 0.98 CFS
270.00 AFY

The rights listed below are limited to a total combined
diversion rate of 1.83 cfs and to a total combined annual
diversion volume of 504 AF. Combined Right Nos.: 63-2804A and
63-2804B.

PRIORITY DATE: 03/17/1950

POINT OF DIVERSION: T03N R02W S01 SESE Within Canyon County

Right No. 63-2804A is also diverted through point of diversion
described above.

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.98 CFS 270.00 AFY

PLACE OF USE: Irrigation Within Canyon County
T03N R02W S01 NESE 16.0 NWSE 38.2
SWSE 5.8
60.0 Acres Total

The rights listed below are limited to the irrigation of a
combined total of 112 acres in a single irrigation season.
Combined Right Nos.: 63-2804A and 63-2804B.

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

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).

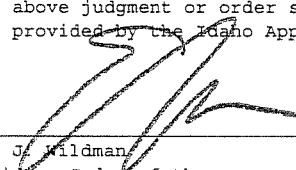
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WATER RESOURCES

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.



Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE NUNC PRO TUNC TO FEBRUARY 6, 2009 was mailed on March 11, 2014, with sufficient first-class postage to the following:

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

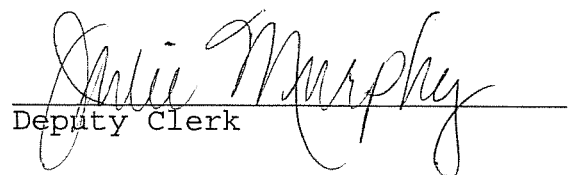
DEVON BEER
WILLADEAN BEER
3515 W WOODMONT DR
MERIDIAN, ID 83646-1168
Phone: 208-466-1625

ORDER

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FILE COPY FOR 02427

Deputy Clerk

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".