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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT 31 2012	
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

Case No. 39576

)
) ORDER OF 2ND AMENDED PARTIAL
) DECREE
)
) Subcase No. 63-07891
)

An *Amended Partial Decree* was issued for the above-captioned water right claim on July 29, 2003. On June 6, 2012, Green Tree, Inc., filed a *Motion for Relief From Partial Decree* in the above-captioned subcase. On that same date, this Court referred the matter to the Special Master for further proceedings. On September 24, 2012, a *Special Master's Report and Recommendation* was filed for the above-captioned water right, wherein the Special Master recommended that this Court issue a second amended partial decree for the above-captioned claim with the elements set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

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 Recommendation* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the above-captioned water right be **decreed** as set forth in the attached **2nd Amended Partial Decree Pursuant to I.R.C.P. 54(b)**.

Dated October 31, 2012



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

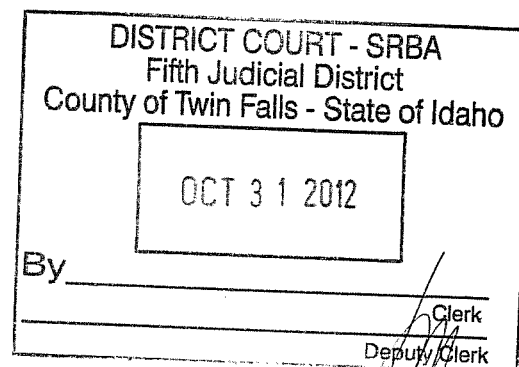
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Sub AMENDED

In Re SRBA)
)
Case No. 39576)
)

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

Water Right 63-07891



NAME AND ADDRESS: GREENE TREE INC
1 GREYLOCK LN
ATLANTA, ID 83601

SOURCE: SPRING TRIBUTARY: MIDDLE FORK BOISE RIVER

QUANTITY: 0.08 CFS
28.90 AFY

PRIORITY DATE: 03/02/1974

POINT OF DIVERSION: T06N R11E S35 SESWSE Within Elmore County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Heating	01-01 TO 12-31	0.04 CFS 28.90 AFY
	Recreation	01-01 TO 12-31	0.04 CFS 28.90 AFY

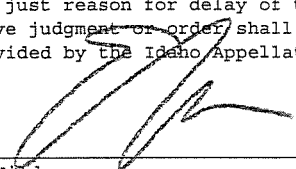
PLACE OF USE:	Heating	Within Elmore County
	T06N R11E S35	SESW
	Recreation	Within Elmore County
	T06N R11E S35	SESW

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

PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 39.
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.


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
2ND AMENDED PARTIAL DECREE was mailed on October 31, 2012,
with sufficient first-class postage to the following:

GREENE TREE INC

Represented by:

DYLAN B LAWRENCE

101 S CAPITOL BLVD 10TH FL

PO BOX 829

BOISE, ID 83701-0829

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

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".