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DEPARTMENT OF
WATER RESOURCES

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

JUN 29 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 PARTIAL DECREE

) Subcase No. 31-12181

) (Mud Lake Water Users Inc.)
)

On May 21, 2012, a *Special Master's Report and Recommendation* was filed for the above-captioned 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 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 *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED

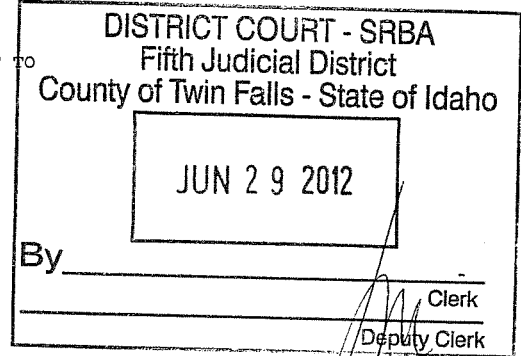
June 29, 2012


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

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-12181



NAME AND ADDRESS: MUD LAKE WATER USERS INC
PO BOX 68
TERRETON, ID 83450

SOURCE: CAMAS CREEK TRIBUTARY: MUD LAKE

QUANTITY: 617.00 CFS

PRIORITY DATE: 05/05/1969

This water right is subordinated to all existing and future
consumptive use water rights.

POINT OF DIVERSION: T11N R38E S25 SESE Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Groundwater Recharge	01-01 TO 12-31	617.00 CFS

Recharge is for the dispersal of surface water runoff which may
threaten the structural integrity of the Mud Lake levee located
downstream.

PLACE OF USE:	Groundwater Recharge	Within Clark County
	T10N R38E S01 LOT 1 (NENE)	SENE
	S10 SESW	SWSE
	SESE	
	S13 NENE	SENE
	NESE	NWSE
	SWSE	
	S14 SWSW	SESW
	SWSE	SESE
	S15 NENE	SENE
	NENW	NWNW
	NESE	SESE
	S23 NENE	
	S24 NWNE	NENW
	NWNW	SWNW
	SENE	
	R39E S05 LOT 2 (NWNE)	SWNE
	SENE	LOT 3 (NENW)
	LOT 4 (NWNW)	SENE
	NESE	SWSE
	SESE	
	S06 LOT 1 (NENE)	LOT 2 (NWNE)
	SWNE	SENE
	LOT 4 (SENE)	LOT 5 (NESW)
	NWSE	SWSE
	SESE	
	S07 NENE	SWNE
	SENE	NESE
	NWSE	SESE
	S08 NWNE	SWNE
	SWSW	SESW
	NWSE	SWSE
	S18 NENE	NWNE
	LOT 1 (NENW)	LOT 2 (SENE)
	T11N R38E S25 SWSE	SESE

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

S36	NWNE	NENW
	SENE	NESW
	NWSE	SWSE
	SESE	

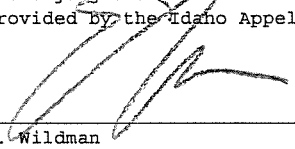
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Water diverted under this right may not be considered as recharge which qualifies for mitigation or compensation to other groundwater users, surface water users, or other entities, unless approved by the Director of the Idaho Department of Water Resources pursuant to applicable Idaho law. Water diverted under this right may not be offered as mitigation for new appropriations of water. The exercise of this right is subject to the water right holder obtaining and maintaining federal land use authorization and a State of Idaho land use easement and/or access permit for access and maintenance of the conveyance works located on State and federal lands.

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

2012 JUN 29 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): 31-12181

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 31-12181 was mailed
on June 29, 2012, with sufficient first-class postage prepaid
to the following:

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

MUD LAKE WATER USERS INC
Represented by:
ROBERT L HARRIS
1000 RIVERWALK DR, STE 200
PO BOX 50130
IDAHO FALLS, ID 83405
Phone: 208-523-0620

STATE OF IDAHO DEPT OF LANDS
Represented by:
STATE OF IDAHO
JRW BUILDING, SECOND FLOOR
700 W STATE ST, PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

JULIE MURPHY
Chief Deputy Clerk