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DEPT. OF WATER RESOURCES

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

APR - 2 2012

By _____

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

Clerk

Deputy Clerk

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREES

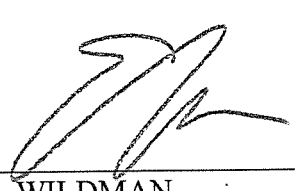
Subcases: 35-00038F & 35-07820
(Driscoll)

On February 13, 2012, a *Special Master's Report and Recommendation* was filed for the above-captioned water rights. 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 wholly adopts them as its own.

Therefore, IT IS ORDERED that the above-captioned water rights are hereby **decreed** as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED April 2, 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 35-00038F

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

APR - 2 2012

NAME AND ADDRESS:

ANDRA DRISCOLL
THAYNE DRISCOLL
3140 WILLOW ST
AMERICAN FALLS, ID 83211-5520

By _____

Clerk

Deputy Clerk

SOURCE: DANIELSON CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 2.86 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-07820 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.86 CFS.

PRIORITY DATE: 04/30/1885

POINT OF DIVERSION: T04S R32E S14 NWSNW Within Bingham County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
04-01 TO 10-31

QUANTITY
2.86 CFS

PLACE OF USE:

Irrigation
T04S R32E S28
S29
143.0 Acres Total

NENW 36.0
SENW 33.0
SENE 38.0

Within Bingham County
SWNW 36.0

USE OF THIS RIGHT WITH RIGHT NO. 35-07820 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 143 ACRES IN A SINGLE
IRRIGATION SEASON.

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).

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

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 35-07820

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

APR - 2 2012

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS: ANDRA DRISCOLL
THAYNE DRISCOLL
3140 WILLOW ST
AMERICAN FALLS, ID 83211-5520

SOURCE: GROUNDWATER

QUANTITY: 2.07 CFS
492.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 35-00038F IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.86 CFS.

PRIORITY DATE: 10/11/1978

POINT OF DIVERSION: T04S R32E S28 NENW Within Bingham County
NWSWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	2.07 CFS 492.00 AFY

PLACE OF USE:	Irrigation	Within Bingham County
	T04S R32E S28	S29 30.0 SENE 29.0 SENE 30.0
	123.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NO. 35-00038F IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 143 ACRES IN A SINGLE
IRRIGATION SEASON.

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
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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 DECREES was mailed on April 02, 2012, with sufficient first-class postage to the following:

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

ANDRA DRISCOLL
THAYNE DRISCOLL
3140 WILLOW ST
AMERICAN FALLS, ID 83211-5520
Phone: 208-226-2414

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".