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DEPARTMENT OF  
WATER RESOURCES

|                                                                                           |              |
|-------------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT - SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| DEC 30 2011                                                                               |              |
| 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

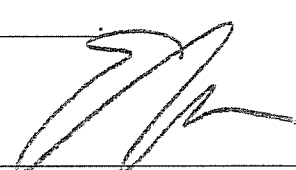
)  
) Water Right: 37-02693  
)  
) ORDER OF PARTIAL DECREE  
) (Johnston / Bilbray)  
)  
)

On February 21, 2007, the Idaho Department of Water Resources filed its *Director's Report for Basin 37, Part III, Reporting Area 16, Irrigation and Other Water Rights*, which included recommendations for the above-named water right.

On February 23, 2009, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* notifying the Court of a change of address for the above-captioned water right. No objections were filed to the *Amended Director's Report* and the time period for filing objections has expired.

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 December 30, 2011

  
\_\_\_\_\_  
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 37-02693

NAME AND ADDRESS: JAMES H BILBRAY  
3128 BEACH VIEW CT  
LAS VEGAS, NV 89117

CARL B JOHNSTON  
3154 SORREL ST  
LAS VEGAS, NV 89117

SOURCE: GROUND WATER

QUANTITY: 0.50 CFS  
0.73 AFY

PRIORITY DATE: 12/04/1963

POINT OF DIVERSION: T02N R18E S35 LOT 2 (NWNW ) Within Blaine County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
Industrial

PERIOD OF USE  
01-01 TO 12-31

QUANTITY  
0.50 CFS

Domestic

01-01 TO 12-31

0.73 AFY  
0.06 CFS  
0.60 AFY

PLACE OF USE:

Industrial  
T02N R18E S35

NWNW

Within Blaine County

Domestic  
T02N R18E S35

NWNW

Within Blaine County

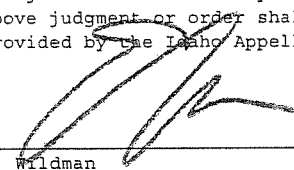
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

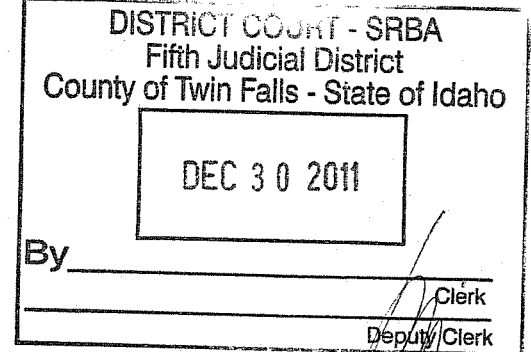
USE FOR MINNIE MOORE MINES & PROPERTIES.

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



2011 DEC 30 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

Case No. 39576

CERTIFICATE OF MAILING

Water Right(s): 37-02693

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 37-02693 was mailed on December 30, 2011, with sufficient first-class postage prepaid to the following:

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

CARL B JOHNSTON  
JAMES H BILBRAY  
Represented by:  
HAEMMERLE, FRITZ X.  
PO BOX 1800  
HAILEY, ID 83333  
Phone: 208-578-0520

JULIE MURPHY  
Chief Deputy Clerk