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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
NOV - 2 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

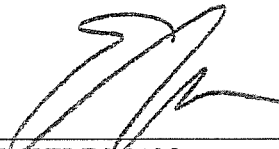
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	Subcase No. 37-00118
	)	(Stevenson)
_____	)	

On September 22, 2011, 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 November 2, 2011.



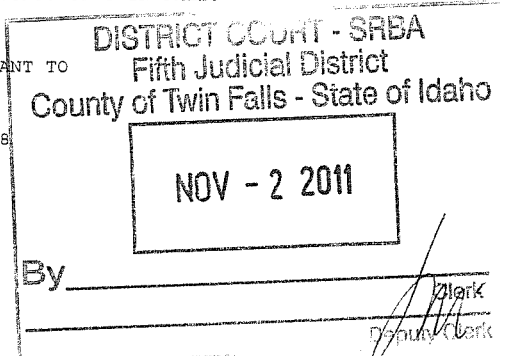
ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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 37-00118



NAME AND ADDRESS: JOHN F STEVENSON
36 HILLSIDE RANCH RD
BELLEVUE, ID 83313

SOURCE: BUHLER DRAIN TRIBUTARY: STALKER CREEK

Water developed for this right resulted from drainage of a swamp
by a ditch now known as the Buhler Drain (also locally known as
the Rogers Ditch).

QUANTITY: 8.00 CFS

Rediversion from Stalker Creek in Section 28 is limited to the
measured flow rate injected into Stalker Creek or 0.02 per acre
for the lands served, whichever is less.

PRIORITY DATE: 07/01/1904

Pursuant to a call in times of scarcity, this right is senior to
all other rights that did not result from saved or developed
water in Silver Creek, as established and controlled by, and
subject to, the provisions included within In Re: S C Frost et
al vs Alturas Water Company et al decree (Lincoln County,
entered 12-13-1909).

POINT OF DIVERSION: T01S R19E S20 SWNWNW Within Blaine County
S28 SESENE (Rediversion)
S29 SWSENW (Injection)

The point of injection described above is where Buhler Drain
water flows into Stalker Creek for rediversion from the pump
further down Stalker Creek.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	8.00 CFS

PLACE OF USE:	Irrigation	Within Blaine County
T01S R19E S19	NENE 3.0	SENE 28.0
	NESE 25.0	SESE 29.0
S20	SWNW 6.0	NWSW 11.0
	SWSW 28.0	
S27	SWNW 28.0	NWSW 26.0
S28	SWNE 15.0	SENE 27.0
	NESE 30.0	NWSE 10.0
	SESE 22.0	
S29	NWNW 32.0	SWNW 38.0
	SENW 5.7	NESW 37.0
	NWSW 38.0	NWSE 18.0
S30	NENE 34.0	SENE 32.0
S33	NENE 2.3	
525.0 Acres Total		

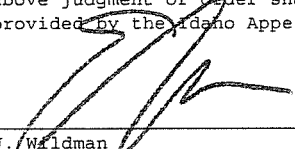
This right is limited to the irrigation of 300 acres within the
place of use described above in a single irrigation season.
The rights listed below are limited to the irrigation of a
combined total of 525 acres in a single irrigation season.
Combined Right Nos.: 37-118, 37-2576, 37-2681, and 37-7644.

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

2011 NOV 02 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHC
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): 37-00118

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 37-00118 was mailed
on November 02, 2011, with sufficient first-class postage prepaid
to the following:

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

JOHN F STEVENSON
Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

DEAN ROGERS III
Represented by:
LAIRD B. STONE
PO BOX 83
TWIN FALLS, ID 83303-0083
Phone: 208-733-2722

JULIE MURPHY
Chief Deputy Clerk

CERTIFICATE OF MAILING