

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. 75-14656
(Markelz)

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

OCT 29 2010

By _____ Clerk

Deputy Clerk

On August 24, 2010, a *Special Master's Report and Recommendation* was filed for water right 75-10778. On August 25, 2010, a *Notice of Administrative Proceeding* was filed by the Idaho Department of Water Resources (IDWR), contemplating a change in said water right. On September 14, 2010, a *Notice of Completed Administrative Proceeding* together with *Amended Director's Reports* was filed by IDWR, notifying the Court that water right 75-10778 had been split into water rights 75-14652, 75-14653, 75-14654, 75-14655 and **75-14656**. No objections were filed to the *Notice of Completed Administrative* and *Amended Director's Reports* and the time for filing objections has now expired.

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

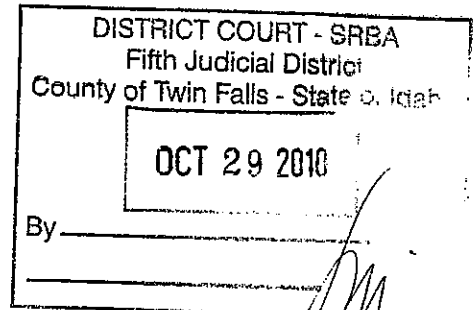
DATED October 29, 2010.


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 75-14656



NAME AND ADDRESS: MARY MARKELZ
12 STORM RIDER RD
SALMON ID 83467

SOURCE: CHIPPS CREEK TRIBUTARY: POLLARD CANYON CREEK
POLLARD CANYON CREEK TRIBUTARY: JESSE CREEK

QUANTITY: 0.0019 CFS

PRIORITY DATE: 06/01/1868

POINT OF DIVERSION: T21N R21E S2 SWSESW Within LEMHI County
T21N R21E S11 NWSWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04/01 10/31	0.0019 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R21E S01 NESW 4.00

4 ACRES TOTAL

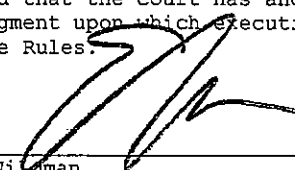
Right Nos. 75-14651, 75-14656, 75-14661, and 75-14666 are limited to the
irrigation of a combined total of 4 acres in a single irrigation season.

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. Section 42-1412(6), Idaho
Code.

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. Wilman
Presiding Judge of the
Snake River Basin Adjudication

2010 OCT 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

Case No. 39576

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CERTIFICATE OF MAILING

Water Right(s): 75-14656

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 75-14656 was mailed
on October 29, 2010, with sufficient first-class postage prepaid
to the following:

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

MARY MARKELZ
12 STORM RIDER RD
SALMON, ID 83467

JULIE MURPHY
Chief Deputy Clerk