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OCT 07 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT - 6 2010	
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. 45-07601
	)	(USDI - BLM)
_____	)	

On August 9, 2010, 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 October 6, 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 45-07601

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

OCT - 6 2010

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS: UNITED STATES OF AMERICA
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.01 CFS
1.50 AFY

THE MAXIMUM DIVERSION VOLUME IS DEFINED AS THE MAXIMUM ALLOWABLE
VOLUME OF WATER THAT MAY BE DIVERTED ANNUALLY FROM THE SOURCE
UNDER THIS RIGHT. THE USE OF WATER CONFIRMED BY THIS RIGHT IS
LIMITED TO THE AMOUNT WHICH CAN ACTUALLY BE BENEFICIALLY USED.
THE MAXIMUM DIVERSION VOLUME MAY BE ADJUSTED TO MORE ACCURATELY
DESCRIBE THE BENEFICIAL USE OR TO IMPLEMENT ACCEPTED STANDARDS
OF DIVERSION AND USE EFFICIENCY.
THIS RIGHT, WHEN CONSIDERED WITH ALL OTHER RIGHTS COMMON TO THE
SAME GRAZING ALLOTMENT, IS LIMITED TO THE QUANTITY OF WATER
BENEFICIALLY USED THE BY THE NUMBER OF STOCK WITHIN THE
ALLOTMENT.

PRIORITY DATE: 04/17/1986

POINT OF DIVERSION: T13S R20E S03 LOT 1 (SENE) Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Wildlife	01-01 TO 12-30	0.01 CFS
			1.50 AFY
	Stockwater	10-25 TO 11-30	0.01 CFS
			0.70 AFY
	Stockwater	04-16 TO 05-25	0.01 CFS
			0.80 AFY

PLACE OF USE: Stockwater Within Cassia County
T12S R20E S25 SESW
S35 SENE

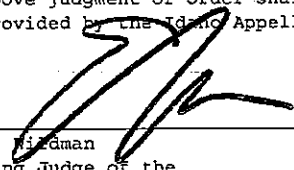
Wildlife Within Cassia County
T12S R20E S25 SESW
S35 SENE

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. Friedman
Presiding Judge of the
Snake River Basin Adjudication

2010 OCT 06 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): 45-07601

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 45-07601 was mailed
on October 06, 2010, with sufficient first-class postage prepaid
to the following:

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

JOE TUGAW

Represented by:
TRAVIS L THOMPSON
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485
Phone: 208-733-0700

UNITED STATES OF AMERICA
USDI BLM

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

JULIE MURPHY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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10/06/10