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DEPARTMENT OF
WATER RESOURCES

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

MAY 11 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. 67-04149
	)	(Schwenkfelder)
_____	)	

On March 22, 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 May 11, 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 67-04149

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

MAY 11 2010

By

Clerk

Deputy Clerk

NAME AND ADDRESS: BONNIE P SCHWENKFELDER
JOHN ROBERT SCHWENKFELDER
550 W OLD SCHOOL LN
MERIDIAN, ID 83646

SOURCE: ANDERSON CREEK TRIBUTARY: LITTLE WEISER RIVER

QUANTITY: 0.33 CFS
50.00 AFY

PRIORITY DATE: 06/01/1928

POINT OF DIVERSION: T14N R01W S27 SESESW Within Adams County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation Storage	03-15 TO 10-31	50.00 AFY
Irrigation from Storage	03-15 TO 10-31	50.00 AFY
Stockwater Storage	01-01 TO 12-31	50.00 AFY
Stockwater from Storage	01-01 TO 12-31	50.00 AFY
Diversion to Storage	03-15 TO 10-31	0.33 CFS

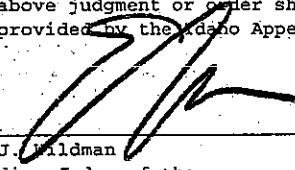
PLACE OF USE:	Irrigation Storage	Within Adams County
	T14N R01W S27	NWSW
	S28	SENE
	Irrigation from Storage	Within Adams County
	T14N R01W S28	SENE 16.4
	16.4 Acres Total	
	Stockwater Storage	Within Adams County
	T14N R01W S27	NWSW
	S28	SENE
	Stockwater from Storage	Within Adams County
	T14N R01W S27	NWSW
	S28	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. Wildman
Presiding Judge of the
Snake River Basin Adjudication

2010 MAY 11 PM 02:0
DISTRICT COURT - SRB
TWIN FALLS CO., IDAH
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): 67-04149

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 67-04149 was mailed
on May 11, 2010, with sufficient first-class postage prepaid
to the following:

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

LARRY L BOEHM
2203 BEN ROSS
INDIAN VALLEY, ID 83632
Phone: 208-256-4331

BONNIE P SCHWENKFELDER
JOHN ROBERT SCHWENKFELDER
550 W OLD SCHOOL LN
MERIDIAN, ID 83646

JULIE MURPHY
Chief Deputy Clerk