

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 63-09223

DISTRICT COURT-5
TWIN FALLS CO., IDA
FILED
2009 NOV 18 AM 11 03

NAME AND ADDRESS: UNITED WATER IDAHO INC
8248 W VICTORY RD
PO BOX 190420
BOISE, ID 83719-0420

SOURCE: GROUND WATER

QUANTITY: 4.23 CFS

PRIORITY DATE: 04/03/1979

POINT OF DIVERSION: T03N R01E S03 SENE Within Ada County
S14 NENE
S24 NESE
S36 NENE
S36 NWNE
S36 NESE
R02E S02 NENW
S04 SWSW
S07 SWSW
S08 NENE
S09 SENW
S10 NWNW
S13 SWNW
S14 SENW
S15 NWNW
S16 NWNW
S17 NWNW
S17 NESW
S18 NWNE
S18 NESW
S19 NENE
S19 NENW
S20 SENE
S21 NENE
S22 NWNE
S22 NWNE
S22 SESE
S24 SWNW
S25 NWSE
S27 NWSE
S28 NENE
S28 NWNW
S33 NENW
S36 SWNE
T04N R01E S27 NWSW
S34 NESW
S35 NENW
S36 NENW
R02E S30 SWSE
S31 NWSW
S32 NWNW
S32 SWNW
S32 SWNW

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	4.23 CFS

PLACE OF USE:

Place of use is within the service area of United Water Idaho as provided for under Idaho law. The place of use is generally described as within the city limits of Boise and the surrounding service area.

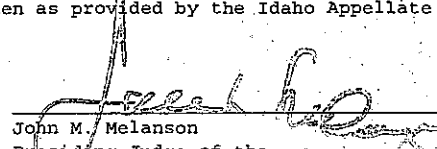
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right from the Amity Well located in T03N, R01E, S36, NWNE.

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.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2009 NOV 18 AM 10 58

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 DECREES
	)	
Case No. 39576	)	Subcase Nos. 63-2506 et al. (See Attached
	)	Exhibit A
_____	)	(United Water Idaho, Inc.)

No objections were filed to the *Director's Report* for the above-captioned water right claims. However, on August 28, 2009, IDWR sent correspondence to the Court stating that the *Director's Report* contained errors and/or omissions. Attached to the correspondence were corrected recommendations for these claims. On September 11, 2009, a hearing on the matter was held before Special Master Booth, at which hearing the claimant of these water rights, United Water Idaho, Inc., through its attorney John Marshall, stated that it agreed with the corrected recommendations for the above-captioned claims. Accordingly, these water right claims remain uncontested and therefore may be decreed with the elements as set forth in the corrected recommendations.

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

DATED

November 18, 2009


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

63-02506	63-08635
63-02576	63-08990
63-02595	63-09087
63-02605	63-09106
63-02668	63-09147
63-02703	63-09198
63-02808	63-09199
63-02954	63-09204
63-02956	63-09205
63-02989	63-09219
63-03064	63-09223
63-03073	63-09384
63-03105	63-09671
63-03112	63-09855
63-03128	63-10391
63-03164	63-31856
63-03172	63-31857
63-03202	
63-03291	
63-03292	
63-03293	
63-03295	
63-03411	
63-03448	
63-03457	
63-03494	
63-03562	
63-04015	
63-04414	
63-04424	
63-04752	
63-07066	
63-07204	
63-07282	
63-07348	
63-07479	
63-07577	
63-07589	
63-07641	
63-07658	
63-07896	
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63-08011	
63-08059	
63-08236	
63-08248	
63-08265	
63-08405	
63-08432	

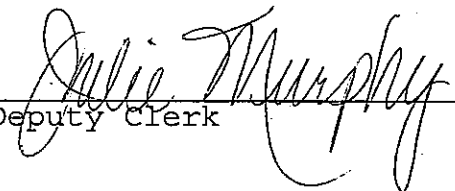
(Subcase list: UNTDWTR)
12/21/09

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on November 18, 2009, with sufficient first-class postage to the following:

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

UNITED WATER IDAHO INC
8248 W VICTORY RD
PO BOX 190420
BOISE, ID 83719-0420
Phone: 208-362-7358

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the "Deputy Clerk" text.