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DEPARTMENT OF
WATER RESOURCES

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

FEB 10 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

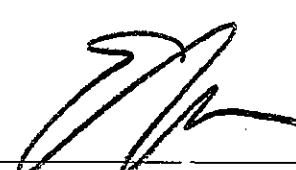
) Subcase No. 02-07416
) (State of Idaho)
)

On July 20, 2009, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. On August 10, 2009, a *Motion to Alter or Amend Special Master's Report* was filed by the claimant. On December 1, 2009, an *Order Granting Motion to Alter or Amend and Amended Special Master Report* was filed for the above-captioned water right. No challenges were filed to the *Order Granting Motion to Alter or Amend and Amended Special Master Report* 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 *Amended Special Master 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 February 10, 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 02-07416

NAME AND ADDRESS:

STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0065

SOURCE:

SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY:

1.95 CFS
881.90 AFY

PRIORITY DATE:

04/04/1985

POINT OF DIVERSION:

T06S R06E S02 LOT 2 (SWNE) Within Owyhee County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Wildlife	10-01 TO 05-15	1.95 CFS 881.90 AFY
Wildlife Storage	01-01 TO 12-31	300.00 AFY
Recreation	10-01 TO 05-15	1.95 CFS 881.90 AFY
Recreation Storage	01-01 TO 12-31	300.00 AFY
Diversion to Storage	10-01 TO 05-15	1.95 CFS

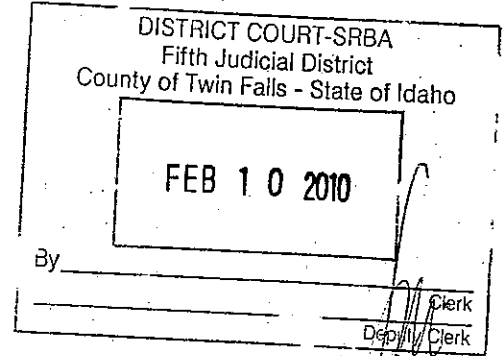
PLACE OF USE:

Wildlife	Wildlife Storage	Recreation
T06S R06E S13	T06S R06E S13	T06S R06E S13
S14	S14	
S23	S23	
S24	S24	

Within Owyhee County

Within Owyhee County

Within Owyhee County



SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

S14	NESW	NWSW
	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
S23	NENE	NWNE
	NENW	
S24	NWNE	NENW
	NWNW	
Recreation Storage		Within Owyhee County
T06S R06E S13	SWNE	SENW
	NESW	SWSW
	SESW	NWSE
	SWSE	
S14	NESW	NWSW
	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
S23	NENE	NWNE
	NENW	
S24	NWNE	NENW
	NWNW	

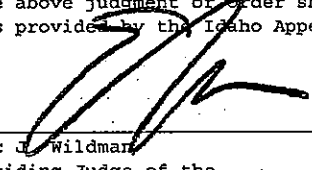
Place of use is located within Bruneau Dunes State Park.

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 FEB 10 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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 02-07416

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 02-07416 was mailed
on February 10, 2010, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO DEPARTMENT OF
Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0065
Phone: 208-334-4180

JULIE MURPHY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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02/10/10