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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2009 DEC 14 AM 10 35

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

)
) Water Right: 45-14238
) (Andersen)
)
) ORDER OF PARTIAL DECREE
)
)
)

On September 7, 2004, the Idaho Department of Water Resources filed its *Director's Report for Basin 45, Reporting Area 10, for Irrigation and Other Water Rights*, which included recommendation for water right 45-02494. No objections were filed and the time period for filing objections has expired.

On July 28, 2009, the Idaho Department of Water Resources filed a *Notice of Completed Administrative and Amended Director's Report* notifying the Court that water right 45-02494 had been split into water rights 45-14237 and 45-14238. No objections were filed to the *Amended Director's Report* and the time period for filing objections has expired.

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 December 14, 2009


JOHN M. MELANSON
Presiding Judge, pro tem
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
DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED

In Re SRBA)
)
Case No. 39576)
)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 45-14238

2009 DEC 14 AM 10 35

NAME AND ADDRESS: WAYNE C ANDERSEN LLC
911 S 700 W
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 1.29 CFS
426.10 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 7.33 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 2295.7 AF. COMBINED RIGHT NOS.: 45-14236,
45-14238, 45-14240, 45-14242, 45-14244 & 45-14246.

PRIORITY DATE: 06/20/1955

POINT OF DIVERSION: T12S R22E S20 SWSWSE Within Cassia County
S21 SWSWNW
NWSWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.29 CFS 426.10 AFY

PLACE OF USE:	Irrigation	Within Cassia County	
	T12S R22E S20	NENE 40.0 SENE 40.0 NESE 40.0 SWSE 38.0	NWNE 40.0 SENW 40.0 NWSE 40.0 SESE 39.0
	S21	NENE 40.0 SWNE 40.0 NENW 40.0 SWNW 40.0 NESW 40.0 SWSW 2.5 NWSE 40.0	NWNE 40.0 SENE 39.0 NWNW 40.0 SENW 40.0 NWSW 40.0 NESE 29.0
	S22	NESW 39.0 SWSW 39.0	NWSW 37.0 SESW 39.0
	941.5 Acres Total		

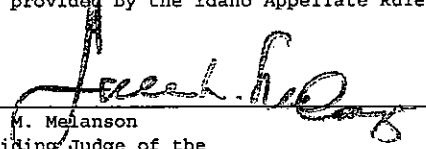
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 941.5 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-14236, 45-14238, 45-14240, 45-14242,
45-14244 & 45-14246.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 106.5 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE 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. 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

2009 DEC 14 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): 45-14238

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 45-14238 was mailed
on December 14, 2009, with sufficient first-class postage prepaid
to the following:

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

WAYNE C ANDERSEN LLC
911 S 700 W
BURLEY, ID 83318

JULIE MURPHY
Chief Deputy Clerk