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OCT 16 2009

DEPARTMENT OF
WATER RESOURCES

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

OCT 15 2009

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

By

Clerk

Deputy Clerk

In Re SRBA

Case No. 39576

)
) Water Right Nos.: 75-00106,
) 75-00150 & 75-02022
) (Miller)
)
) ORDER OF PARTIAL DECREES
)

On January 11, 2007, the Idaho Department of Water Resources filed its *Director's Report for Basin 75, Part I, Reporting Area 23, for Irrigation and Other Water Rights*, which included recommendations for the above named water rights. No objections were filed and the time period for filing objections has expired.

On April 19, 2007, the Idaho Department of Water Resources filed an *Amended Notice of Completed Administrative Proceeding and Amended Director's Reports* notifying the Court of a substitution of party in each of the above named water rights. No objections were filed to the *Amended Director's Reports* and the time period for filing objections has expired.

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

DATED

October 15, 2009

JOHN M. MELANSON

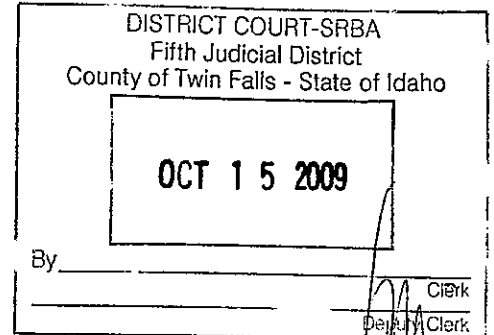
Presiding Judge

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 75-00106



NAME AND ADDRESS: HUBERT E MILLER
SARAH MILLER
29 ALLISON CREEK RD
SALMON, ID 83467

SOURCE: ALLISON CREEK TRIBUTARY: SALMON RIVER
NORTH FORK COW CREEK TRIBUTARY: COW CREEK

QUANTITY: 1.12 CFS

PRIORITY DATE: 06/01/1912

POINT OF DIVERSION: T17N R21E S25 SWSW Within Lemhi County
S33 NWSW (Injection)
SENW (Rediversion)
SENW (Rediversion)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.12 CFS

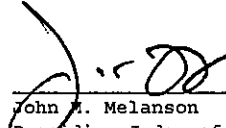
PLACE OF USE:	Irrigation	Within Lemhi County
	T17N R21E S28 LOT 3 (NWSW)13.0	SWSW 39.0
	S29 LOT 9 (SESE)39.0	
	S32 LOT 1 (NENE)11.0	
	S33 NWNW 25.0	SWNW 4.2
	SENW 1.7	
	132.9 Acres Total	

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).

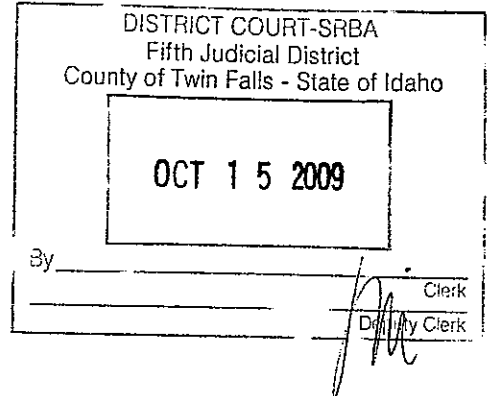
RULE 54(b) CERTIFICATE

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

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 75-00150



NAME AND ADDRESS: HUBERT E MILLER
SARAH MILLER
29 ALLISON CREEK RD
SALMON, ID 83467

SOURCE: ALLISON CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 3.00 CFS

PRIORITY DATE: 06/01/1904

POINT OF DIVERSION: T17N R21E S27 SESW Within Lemhi County
S33 SENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.00 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T17N R21E S28 LOT 3 (NWSW)13.0	SWSW 39.0
	S29 LOT 9 (SESE)39.0	
	S32 LOT 1 (NENE)11.0	
	S33 NWNW 25.0	SWNW 4.2
	SENW 1.7	
	132.9 Acres Total	

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

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ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

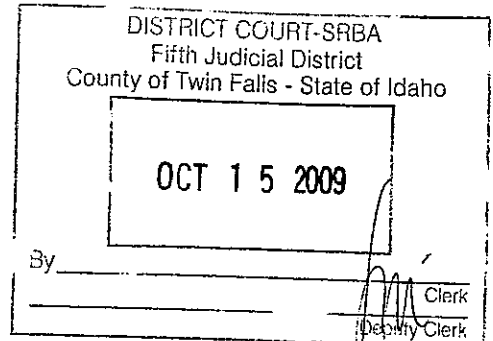
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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

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 75-02022



NAME AND ADDRESS: HUBERT E MILLER
SARAH MILLER
29 ALLISON CREEK RD
SALMON, ID 83467

SOURCE: ALLISON CREEK TRIBUTARY: SALMON RIVER
NORTH FORK COW CREEK TRIBUTARY: COW CREEK

QUANTITY: 2.70 CFS

PRIORITY DATE: 04/22/1910

POINT OF DIVERSION: T17N R21E S25 SWSW Within Lemhi County
S33 NWSW (Injection)
SENW (Rediversion)
SENW (Rediversion)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	2.70 CFS

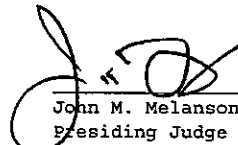
PLACE OF USE:	Irrigation	Within Lemhi County
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RULE 54(b) CERTIFICATE

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on October 15, 2009, with sufficient first-class postage to the following:

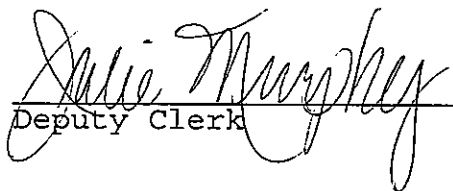
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

HUBERT E MILLER
SARAH MILLER
29 ALLISON CREEK RD
SALMON, ID 83467

ORDER

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FILE COPY FOR 00212


Deputy Clerk