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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
SEP - 2 2009	
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

Case No. 39576

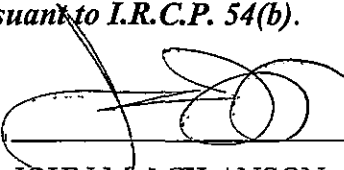
)
) **ORDER OF PARTIAL DECREE**
)
)
) **For water right: 67-14400**
)
)

The above-captioned water right was claimed in the SRBA by A L Cattle, Inc. On December 22, 2006, the Director of the Idaho Department of Water Resources filed a *Director's Report for Irrigation & Other Claims, IDWR Basin 67* which reported this claim. No objections were filed and the time for filing objections has expired.

The *Director's Report* for the above uncontested water right included the following remark: "BLM agreement via the Western Stock Growers Association." The *Partial Decree* for the above-captioned right now includes the following paragraph, clarifying the remark included in *Director's Report*: "The operation, use, and administration of this water right is also subject to the terms and conditions of the Stipulation and Joint Motion for Order Approving Stipulation (37-02089 et al.) entered into on August 29, 2002 between the United States of America and Western Stockowners Association, et al.; the provisions of such stipulation to apply fully to this water right." This is the standard remark that has been included in all of the Partial Decrees that are subject to the above-referenced Stipulation.

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 September 2, 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 67-14400

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

SEP - 2 2009

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS: A L CATTLE INC
PO BOX 608
EMMETT, ID 83617

SOURCE: SMITH GULCH CREEK TRIBUTARY: MILL CREEK
UNNAMED STREAM TRIBUTARY: SMITH GULCH

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 10/07/1909

POINT OF DIVERSION:	T13N R01E S22	SESW	(Instream Ending Point)	Within Washington County
	S27	NWSE	(Instream Beginning Point)	
		SWSW	(Instream Ending Point)	
	S34	SESW	(Instream Beginning Point)	

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:	Stockwater		Within Washington County
	T13N R01E S22	SESW	
	S27	NENW	NWNW
		SWNW	NESW
		NWSW	SWSW
		SESW	NWSE
	S34	NENW	SENW
		NESW	SESW

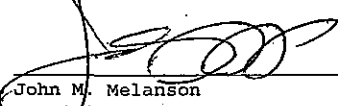
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The operation, use and administration of this water right is
also subject the the terms and conditions of the Stipulation &
Joint Motion for Order Approving Stipulation (37-02809 et al.)
entered into on August 29, 2002 between the United States of
America and Western Stockgrowers Association, et al.; the
provisions of such Stipulation to apply fully to 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 SEP 02 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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 67-14400

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 67-14400 was mailed
on September 02, 2009, with sufficient first-class postage prepaid
to the following:

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

A L CATTLE INC
PO BOX 608
EMMETT, ID 83617
Phone: 208-365-2320

JULIE MUPRHY
Chief Deputy Clerk