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AUG - 6 2009

Department of Water Resources  
Adjudication Bureau

|                                                                                         |
|-----------------------------------------------------------------------------------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |
| AUG - 5 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     | ) | ORDER OF PARTIAL DECREE |
|                | ) |                         |
| Case No. 39576 | ) | Subcase No. 27-12170    |
|                | ) | (Jensen)                |
| _____          | ) |                         |

On June 12, 2009, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* 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 *Special Master's 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 August 5, 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 27-12170

|                                                                                         |
|-----------------------------------------------------------------------------------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |
| AUG - 5 2009                                                                            |
| By _____ Clerk                                                                          |
| _____ Deputy Clerk                                                                      |

NAME AND ADDRESS: RONALD JENSEN  
708 E 800 N  
FIRTH, ID 83236

NOLLENE JENSEN  
RONALD DREW JENSEN  
724 E 800 N  
FIRTH, ID 83236

SOURCE: CEDAR CREEK TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.02 CFS  
5.91 AFY

Right Nos. 27-10969, 27-10971, 27-10973, 27-11057, 27-12168 and  
27-12170 are limited to a total combined annual diversion volume  
of 5.91 AF for stockwater.  
The quantity of water under this right shall not exceed 13,000  
gallons per day.

PRIORITY DATE: 04/01/1884

POINT OF DIVERSION: T02S R38E S28 SESWSE (Instream Beginning Point) Within Bingham County  
S33 LOT 1 (NWNENW) (Instream Ending Point)

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Stockwater     | 04-01 TO 10-31 | 0.02 CFS |
|                               |                |                | 5.91 AFY |

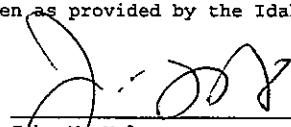
PLACE OF USE: Stockwater Within Bingham County  
T02S R38E S28 SESW  
S33 LOT 1 (NENW) SWSE

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 AUG 05 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): 27-12170

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 27-12170 was mailed  
on August 05, 2009, with sufficient first-class postage prepaid  
to the following:

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

RONALD JENSEN  
708 E 800 N  
FIRTH, ID 83236

NOLLENE JENSEN  
RONALD DREW JENSEN  
724 E 800 N  
FIRTH, ID 83236

JULIE MURPHY  
Chief Deputy Clerk

CERTIFICATE OF MAILING

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08/05/09