

RECEIVED

JUL 15 2009

DEPARTMENT OF  
WATER RESOURCES

DISTRICT COURT - SRBA  
TWIN FALLS CO. IDAHO  
FILED                     

2009 JUL 14 AM 8 48

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

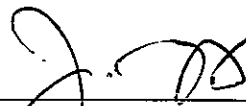
)  
) Water Right: 47-17460  
) (Meyers)  
)  
) ORDER OF PARTIAL DECREE  
)  
)  
)

On February 2, 2007, the Idaho Department of Water Resources filed its *Director's Report for Basin 47, Part 1, Reporting Area 12, for Irrigation and Other Water Rights*, which included recommendation for water right 47-16871. No objections were filed and the time period for filing objections has expired.

On May 21, 2009, the Idaho Department of Water Resources filed a *Notice of Completed Administrative and Amended Director's Report* notifying the Court that water right 47-16871 had been split into water rights 47-17460, 47-17476 and 47-17477. 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 July 14, 2009.

  
\_\_\_\_\_  
JOHN M. MELANSON  
Presiding Judge  
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

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

2009 JUL 14 AM 8 48

In Re SRBA )  
Case No. 39576 )  
PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 47-17460

NAME AND ADDRESS: KATHI L MEYERS  
ROBERT J MEYERS  
3921 N 3300 E  
TWIN FALLS, ID 83301

SOURCE: GROUND WATER

Right holder shall comply with the drilling permit requirements  
of Section 42-235, Idaho Code and applicable Well Construction  
Rules of the Department.

QUANTITY: 0.05 CFS  
21.80 AFY

This right when combined with all other rights shall provide no  
more than 0.02 cfs per acre nor more than 4.0 afa per acre at  
the field headgate for irrigation of the lands herein.  
Rights 47-17454, 47-17458 and 47-17476 when combined shall not  
exceed a total diversion rate of 0.11 cfs, a total annual maximum  
diversion volume of 24.0 af at the field headgate.

PRIORITY DATE: 08/08/1954

POINT OF DIVERSION: T10S R17E S12 SESE Within Twin Falls County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY              |
|-------------------------------|----------------|----------------|-----------------------|
|                               | Irrigation     | 03-15 TO 11-15 | 0.05 CFS<br>21.80 AFY |

PLACE OF USE: Irrigation Within Twin Falls County  
T10S R17E S12 SESE 6.0  
6.0 Acres Total

Right Nos. 47-17454, 47-17458 and 47-17460 are limited to the  
irrigation of a combined total of 6 acres in a single  
irrigation season.  
This right is limited to the irrigation of 5.5 acres within the  
place of use described above in a single irrigation season.

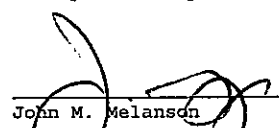
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall accomplish the change authorized by this  
transfer within one year of the date of this approval.  
Failure of the right holder to comply with the conditions of this  
transfer is cause for the Director to rescind approval of the  
transfer.

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE was mailed on July 14, 2009, with sufficient first-class postage to the following:

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

KATHI L MEYERS  
ROBERT J MEYERS  
3921 N 3300 E  
TWIN FALLS, ID 83301