

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 67-11026

DISTRICT COURT-SRB
TWIN FALLS/GO., IDAH
FILED
2009 JUN 9 PM 3 34

NAME AND ADDRESS: ANTHONY J FINCHEN
2205 JACKSON CREEK RD
COUNCIL, ID 83612-5244

SOURCE: COTTONWOOD CREEK TRIBUTARY: WEISER RIVER
LESTER CREEK TRIBUTARY: COTTONWOOD CREEK

QUANTITY: 1.92 CFS

The rights listed below are limited to a total combined
diversion rate of 1.92 cfs. Combined Right Nos.: 67-2208,
67-11026, and 67-12330
The rights listed below are limited to a total combined
diversion rate of 2.34 cfs. Combined Right Nos.: 67-322,
67-2208, 67-11025, 67-11026, and 67-12330

PRIORITY DATE: 05/21/1957

POINT OF DIVERSION: T16N R01W S27 SENW Within Adams County
NWSW
S28 NESE
NWSE
S35 NENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.92 CFS

PLACE OF USE:	Irrigation	Within Adams County
	T16N R01W S27	SWNW 32.0 NWSW 7.2
	S28	NENE 12.0 SENE 26.0
		NESE 17.0 NWSE 2.0
	96.2 Acres Total	

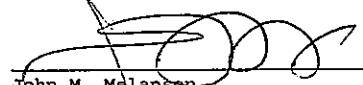
The rights listed below are limited to the irrigation of a
combined total of 96.2 acres in a single irrigation season.
Combined Right Nos.: 67-2208, 67-11026 and 67-12330
The rights listed below are limited to the irrigation of a
combined total of 117.0 acres in a single irrigation season.
Combined Right Nos.: 67-322, 67-2208, 67-11025, 67-11026, and
67-12330

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

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____
2009 JUN 9 PM 3 34

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 DECREES

Subcases: See Attached Exhibit A (Finchen)

On March 23, 2009, a *Special Master's Report and Recommendation* was filed for the above-captioned water rights. 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 wholly adopts them as its own.

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

DATED June 9, 2009

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - FINCHEN

Subcase Nos:

67-00322
67-02208
67-04103
67-11025
67-11026
67-12330

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on June 09, 2009, with sufficient first-class postage to the following:

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

ANTHONY J FINCHEN
2205 JACKSON CREEK RD
COUNCIL, ID 83612-5244
Phone: 208-253-4680

ORDER

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FILE COPY FOR 00437

Deputy Clerk

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is fluid and stylized, with the first name "Julie" and last name "Murphy" clearly distinguishable.