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DEPARTMENT OF
WATER RESOURCES

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

MAY 29 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: 03-07007**
)
)

The above-captioned water right was recommended with one of the Purposes of Use being Aesthetic, Recreation, or Wildlife ("ARW"). This right was withheld from decree because of pending objections in the SRBA regarding the ARW Purpose of Use. The objections involving the ARW Purpose of Use were ultimately designated as Basin-Wide Issue 14. On February 25, 2009, the Court approved an amended decree resolving Basin-Wide Issue 14. Therefore, the Court finds it is now appropriate to issue the **Partial Decree** for the above-captioned right.

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

May 29, 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 03-07007

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 29 2009	
By _____	Clerk
_____	Deputy Clerk

NAME AND ADDRESS: LEWISTON GOLF & COUNTRY
CLUB INC
3985 COUNTRY CLUB DR
LEWISTON, ID 83501

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.05 CFS
378.00 AFY

PRIORITY DATE: 04/19/1972

POINT OF DIVERSION: T35N R06W S14 LOT 1 (SWSENE) Within Nez Perce County

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 12-01	1.05 CFS 378.00 AFY
	Irrigation Storage	01-01 TO 12-31	45.00 AFY
	Recreation	01-01 TO 12-31	1.00 CFS 45.00 AFY
	Diversion to Storage	01-01 TO 12-31	1.05 CFS

The use of water for irrigation under this right may begin as early as February 15 provided other elements of the right are not exceeded. The use of water before March 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:	Irrigation		Within Nez Perce County
	T35N R06W S13	SWNW 4.0	SENW 9.0
		NESW 17.0	NWSW 8.0
		SWSW 17.0	SESW 18.0
	S14	SESE 1.0	
	S24	NENW 2.0	NWNW 8.0
	84.0 Acres Total		
	Irrigation Storage		Within Nez Perce County
	T35N R06W S13	SWNW	SENW
		NESW	NWSW
		SWSW	SESW
	S14	SESE	
	S24	NENW	NWNW
	Recreation		Within Nez Perce County
	T35N R06W S13	SWNW	SENW
		NESW	NWSW
		SWSW	SESW
	S14	SESE	
	S24	NENW	NWNW
	Diversion to Storage		Within Nez Perce County
	T35N R06W S13	SWNW	SENW
		NESW	NWSW
		SWSW	SESW
	S14	SESE	
	S24	NENW	NWNW

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

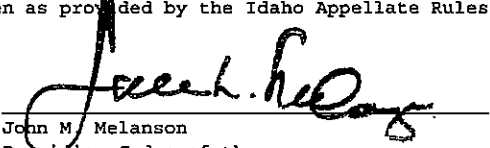
PLACE OF USE (continued)

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 MAY 29 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

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)
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CERTIFICATE OF MAILING

Water Right(s): 03-07007

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 03-07007 was mailed
on May 29, 2009, with sufficient first-class postage prepaid
to the following:

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

LEWISTON GOLF & COUNTRY
CLUB INC
3985 COUNTRY CLUB DR
LEWISTON, ID 83501

JULIE MURPHY
Chief Deputy Clerk