

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

MAY 18 2009

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

RECEIVED

In Re SRBA
 Case No. 39576

)
) Water Right: 02-02027A
) (Nettleton)
)
) **ORDER OF PARTIAL DECREE**
)
)

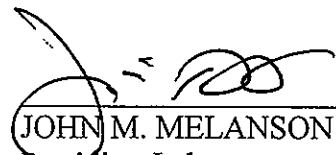
MAY 19 2009
 DEPARTMENT OF
 WATER RESOURCES

On December 29, 2006, the Idaho Department of Water Resources filed its *Director's Report for Basin 02, Reporting Area 20, for Irrigation and Other Water Rights*, which included recommendation for the above named water right.

On May 16, 2008, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* notifying the Court of a substitution of party for named water right. 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)*.

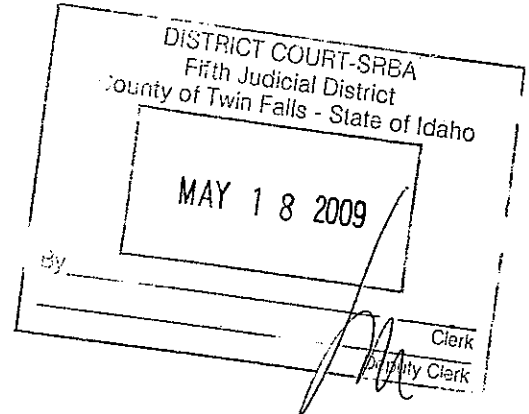
DATED May 18, 2009



 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 02-02027A



NAME AND ADDRESS: EDITH NETTLETON TESTAMENTARY
TRUST
PO BOX 267
BOISE, ID 83701

ROBERT C NETTLETON
16476 STATE HWY 78
MELBA, ID 83641

STEPHEN J NETTLETON
23938 STATELINE RD
BOISE, ID 83660

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.36 CFS

Right Nos. 02-2027A and 02-2441 are limited to a total combined
diversion rate of 1.71 cfs.

PRIORITY DATE: 07/02/1915

POINT OF DIVERSION: T01S R02W S28 SWNENW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.36 CFS

PLACE OF USE: Irrigation Within Owyhee County
T01S R02W S21 LOT 5 (NWSW) 5.0
S28 SWNW 10.0 LOT 5 (SENW) 5.0
20.0 Acres Total

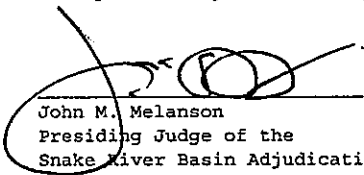
This right authorizes the irrigation of 20 total acres.
Right Nos. 02-2027A and 02-2441 are limited to the irrigation of
a combined total of 116 acres in a single irrigation season.

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 18 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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)
CERTIFICATE OF MAILING

Water Right(s): 02-02027A

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 02-02027A was mailed
on May 18, 2009, with sufficient first-class postage prepaid
to the following:

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

EDITH NETTLETON TESTAMENTARY
TRUST
PO BOX 267
BOISE, ID 83701

ROBERT C NETTLETON
16476 STATE HWY 78
MELBA, ID 83641

STEPHEN J NETTLETON
23938 STATELINE RD
BOISE, ID 83660

JULIE MURPHY
Chief Deputy Clerk