

MAY 12 2009

DEPARTMENT OF
WATER RESOURCES

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
Fifth Judicial District
County of Twin Falls - State of Idaho

In Re SRBA

Subcase: 02-02191B

(Montierth)

Case No. 39576

MAY 11 2009

FINAL ORDER DISALLOWING
WATER RIGHT CLAIM

Clerk

Deputy Clerk

On December 12, 2007, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding* together with *Amended Director's Reports* notifying the Court that water right **02-02191B** had been split into thirty-four (34) separate water rights, listed on attached Exhibit A. No objections were filed to the *Amended Director's Reports* and the time period for filing objections has expired.

THEREFORE IT IS ORDERED AND ADJUDGED that water right claim **02-02191B** is hereby **disallowed with prejudice** and shall not be confirmed in any partial decree or in any final decree entered in the SRBA, Case No. 39576, in whatever form that final decree may take or be styled.

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.

DATED

May 11, 2009

JOHN M. MELANSON

Presiding Judge

Snake River Basin Adjudication

EXHIBIT A - 02-02191B (SPLIT INTO 34)

Subcase Nos:

02-10361
02-10362
02-10363
02-10364
02-10365
02-10366
02-10367
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02-10392
02-10393
02-10394

CERTIFICATE OF MAILING

I certify that a true and correct copy of the FINAL ORDER
DISALLOWING WATER RIGHT CLAIMS was mailed on May 11, 2009,
with sufficient first-class postage to the following:

ESTATE OF GOLDA DARLENE
MONTIERTH
HERBERT R MONTIERTH PERS REP
825 HEARTLAND DR
NAMPA, ID 83686
Phone: 208-463-8163

ESTATE OF GOLDA DARLENE
MONTIERTH
HERBERT R MONTIERTH PERS REP
825 HEARTLAND DR
NAMPA, ID 83686

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

AVRAM GHERLE
SAVETA GHERLE
10961 ALANDALE WAY
RANCHO CORDOVA, CA 95670

KRISTIN FORCIER
RICHARD FORCIER
111 MOUNTAIN VIEW AVE
CALDWELL, ID 83605-3068

MICHAEL WHIPPLE
SAMANTHA WHIPPLE
1311 11TH ST S
NAMPA, ID 83686

CORNELIA N TODOR
DANIEL TODOR
13864 COVEY QUAIL LN
MORENO VALLEY, CA 92553

SHEILA A HUNNICUTT
TERRY E HUNNICUTT
1752 BITTERSWEET HILL
VISTA, CA 92084

GLENN BREWINGTON
KEVIN RUSHTON
2534 N LAUGHRIDGE AVE
MERIDIAN, ID 83646-7315

CONNIE J TURNBULL
PAUL F TURNBULL
4924 GOLDEN SPUR DR
NAMPA, ID 83687

CARLENE DOBBS CHANCE
5047 SKY RANCH RD
NAMPA, ID 83686

ANGELA EWING
JASON EWING
626 FAIR LN
NAMPA, ID 83686

HERBERT R MONTIERTH JR
6312 S ZITHER AVE
BOISE, ID 83709

EDWARD RAY MONTIERTH
SUSAN L MONTIERTH
825 HEARTLAND DR
NAMPA, ID 83686
Phone: 208-463-8163

ORDER

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Deputy Clerk

