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DEPARTMENT OF
WATER RESOURCES

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

MAR 19 2009

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: 63-09661
)
)
)
) ORDER OF PARTIAL DECREE
)
)

On December 16, 2005, the Idaho Department of Water Resources filed its *Director's Report for Basin 63, Part II, Reporting Area 13, for Irrigation and Other Water Rights*, which included recommendations for the above named water right. On May 17, 2007, an *Order Staying Entry of Partial Decrees Pending Issuance of License and Request for NCAP* was issued by this Court.

On December 23, 2008, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* notifying the Court that a license had been issued. 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 March 19, 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 63-09661

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

MAR 19 2009

NAME AND ADDRESS:

STATE OF IDAHO
DEPT OF LANDS
300 N 6TH ST
PO BOX 83720
BOISE, ID 83720-0050

SOURCE:

GROUND WATER

QUANTITY:

0.55 CFS
123.80 APY

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO
MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER ACRE AT
THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

PRIORITY DATE:

01/16/1981

POINT OF DIVERSION:

T03N R02E S13 NESW Within Ada County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
03-01 TO 11-15

QUANTITY
0.55 CFS
123.80 APY

PLACE OF USE:

Irrigation

T03N R02E S13

NWNE 24.0
NENW 17.0

Within Ada County

SWNE 19.0
SENE 2.0

62.0 Acres Total

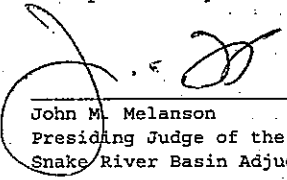
THIS RIGHT IS LIMITED TO THE IRRIGATION OF A SPECIFIC 27.5 ACRES
WITHIN THE 62.0 ACRE PLACE OF USE AUTHORIZED BY THIS RIGHT IN A
SINGLE IRRIGATION SEASON. THE SPECIFIC 27.5 ACRES TO BE IRRIGATED
BY THE RIGHT HOLDER ARE SHOWN IN THE ELECTRONIC SHAPE FILE
ASSOCIATED WITH THIS RIGHT IN THE GEOGRAPHIC INFORMATION SYSTEM
COMPONENT OF THE WATER RIGHTS DATABASE MAINTAINED BY THE
DEPARTMENT. BEFORE CHANGING THE 27.5 ACRES TO BE IRRIGATED
WITHIN THE 62.0 ACRE PLACE OF USE, THE RIGHT HOLDER SHALL SUBMIT
A NEW LAND LIST AND REPRESENTATIVE ELECTRONIC SHAPE FILE OR MAP
TO THE DEPARTMENT PRIOR TO THE IRRIGATION SEASON IN WHICH THE
CHANGE WILL OCCUR.

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 MAR 19 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) : 63-09661

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 63-09661 was mailed
on March 19, 2009, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
DEPT OF LANDS
300 N 6TH ST
PO BOX 83720
BOISE, ID 83720-0050
Phone: 208-334-0200

JULIE MURPHY
Chief Deputy Clerk