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MAR 13 2009

DEPARTMENT OF  
WATER RESOURCES

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

MAR 12 2009

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

By

Clerk

In Re SRBA

Case No. 39576

)  
) ORDER OF PARTIAL DECREE  
)  
)

) For water right: 63-30230  
) (Glaisyer / Roswell Duck Club LLC /  
) Nagy)

On December 19, 2006, the Idaho Department of Water Resources ("IDWR") filed its *Director's Report for Basin 63, Part III, Reporting Area 13, For Irrigation and Other Water Rights*, which included recommendations for the above-captioned water right. No objections were filed and the time period for filing objections has expired.

On April 30, 2007, IDWR filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* notifying the Court of a change of address for the above-captioned water right. No objections were filed to the *Amended Director's Report* and the time period for filing objections has expired.

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)*.

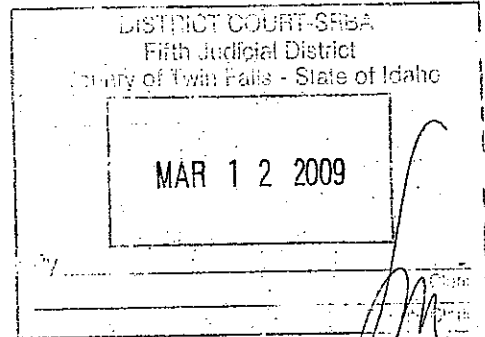
DATED March 12, 2009.

  
\_\_\_\_\_  
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 63-30230



NAME AND ADDRESS: ROBERT D GLAISYER  
2118 SILVER CREEK  
BOISE, ID 83706  
  
ROSWELL DUCK CLUB LLC  
7609 W EMERALD  
BOISE, ID 83704  
  
DALE NAGY  
7609 W EMERALD  
BOISE, ID 83706

SOURCE: POND TRIBUTARY: SCOTT DRAIN

QUANTITY: 23.60 AFY

Right Nos. 63-30230 and 63-12197 are limited to a total combined  
annual storage volume of 120 AF.

PRIORITY DATE: 01/01/1912

POINT OF DIVERSION: T05N R06W S24 SESW Within Canyon County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE   | PERIOD OF USE  | QUANTITY  |
|-------------------------------|------------------|----------------|-----------|
|                               | Wildlife Storage | 01-01 TO 12-31 | 23.60 AFY |

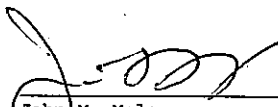
PLACE OF USE: Wildlife Storage Within Canyon County  
T05N R06W S24 SESW

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 12 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): 63-30230

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 63-30230 was mailed  
on March 12, 2009, with sufficient first-class postage prepaid  
to the following:

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

ROBERT D GLAISYER  
2118 SILVER CREEK  
BOISE, ID 83706  
Phone: 208-336-1654

ROSWELL DUCK CLUB LLC  
7609 W EMERALD  
BOISE, ID 83704

DALE NAGY  
7609 W EMERALD  
BOISE, ID 83706  
Phone: 208-336-1654

JULIE MURPHY  
Chief Deputy Clerk