

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 67-00088

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

JAN 29 2009

By

Clerk
Deputy Clerk

NAME AND ADDRESS:

CAROLEX LP
C/O LEA KUVINKA
KUVINKA & KUVINKA
PO BOX 3007
JACKSON, WY 83001

SOURCE:

MIDDLE FORK WEISER RIVER TRIBUTARY: WEISER RIVER

QUANTITY:

0.26 CFS

The quantity of water under this right for stockwater use shall
not exceed 13,000 gallons per day.

PRIORITY DATE:

05/01/1900

POINT OF DIVERSION:

T15N R01W S14 NWNE Within Adams County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 10-31	0.26 CFS

PLACE OF USE:

Place of Use	Acres	Within Adams County
T15N R01W S10	SWNE 37.0	SENE 4.5
	SENE 17.0	NESE 21.0
	NWSE 6.1	SESE 3.7
S11	NWSW 2.6	SWSW 18.0
	SESW 7.5	
S14	NENW 0.2	
117.6 Acres Total		

This right is limited to the irrigation of 20.8 acres within the
place of use described above in a single irrigation season.
The rights listed below are limited to the irrigation of a
combined total of 117.6 acres in a single irrigation season.
Combined Right Nos.: 67-88, 67-90B, and 67-4175

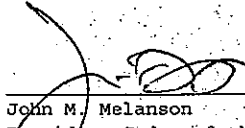
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for
stockwater use is not a determination of historical beneficial
use.

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

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DEPARTMENT OF
WATER RESOURCES

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

JAN 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

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Case No. 39576

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Water Rights: See Attached Exhibit A
(Carolex LP)

ORDER OF PARTIAL DECREES

On December 22, 2006, the Idaho Department of Water Resources filed its *Director's Report for Basin 67, Reporting Area 19, for Irrigation and Other Water Rights*, which included recommendations for the above named water rights. No objections were filed and the time period for filing objections has expired.

On October 27, 2008, the Idaho Department of Water Resources filed an *Amended Notice of Completed Administrative Proceeding and Amended Director's Reports* notifying the Court of a substitution of party in each of the above named water rights. No objections were filed to the *Amended Director's Reports* and the time period for filing objections has expired.

Therefore, IT IS ORDERED that the above-captioned water rights be decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED

January 29, 2009

JOHN M. MELANSON

Presiding Judge

Snake River Basin Adjudication

EXHIBIT A (CAROLEX LP PARTIAL DECREES)

Subcase Nos:

67-00087
67-00088
67-00090B
67-00093
67-04174
67-04175

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on January 29, 2009, with sufficient first-class postage to the following:

CAROLEX L.P.

Represented by:
CHRISTOPHER H MEYER
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

CAROLEX LP
C/O LEA KUVINKA
KUVINKA & KUVINKA
PO BOX 3007
JACKSON, WY 83001
Phone: 307-733-5004

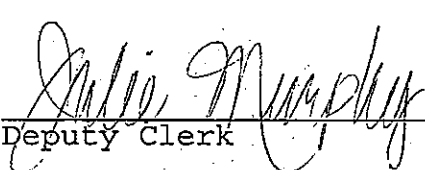
~~CAROLEX LP
C/O LEA KUVINKA
PO BOX 3007
JACKSON, WY 83001
Phone: 307-733-5004~~

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

ORDER

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Deputy Clerk