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DEC 13 2007

DEPARTMENT OF
WATER RESOURCES

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

DEC 12

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

In Re SRBA

Case No. 39576

) ORDER OF PARTIAL DECREE

) For Water Right: 21-00178

On October 9, 2007, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

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 November 12, 2007.

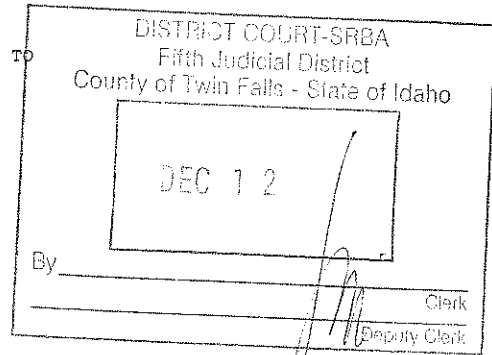

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

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 21-00178



NAME AND ADDRESS: THE NATURE CONSERVANCY
116 1ST AVE N
HAILEY, ID 83333-8411

SOURCE: TWIN CREEK TRIBUTARY: HENRYS FORK

QUANTITY: 2.00 CFS

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

PRIORITY DATE: 06/01/1912

POINT OF DIVERSION: T14N R43E S01 LOT 2 (NENWNE) Within Fremont County
T15N R43E S36 NESESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	2.00 CFS
	Stockwater	01-01 TO 12-31	0.23 CFS

PLACE OF USE:	Irrigation	Within Fremont County
	T14N R43E S01 LOT 1 (NENE) 40.0	LOT 2 (NWNE) 32.0
	SWNE 16.0	SENE 40.0
	LOT 3 (NENW) 0.8	NESE 40.0
	NWSE 9.8	SWSE 0.3
	SESE 23.0	
	R44E S06 LOT 4 (NWNW) 33.0	LOT 5 (SWNW) 34.0
	NESW 33.0	LOT 6 (NWSW) 34.0
	LOT 7 (SWSW) 34.0	SESW 40.0
	S07 NENE 29.0	NWNE 40.0
	SWNE 40.0	SENE 32.0
	NENW 40.0	SENW 2.8
	LOT 4 (SENW) 25.0	LOT 7 (SENW) 2.9
	NESW 0.1	LOT 6 (NESW) 0.6
	NESE 0.5	LOT 5 (NESE) 33.0
	NWSE 1.1	LOT 6 (NWSE) 0.1
	LOT 6 (NWSE) 26.0	LOT 6 (NWSE) 0.3
	SESE 0.2	LOT 5 (SESE) 0.4
	683.9 Acres Total	

Stockwater Within Fremont County
Same as Irrigation

THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 683.9 ACRES IN SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 21-178, 21-179

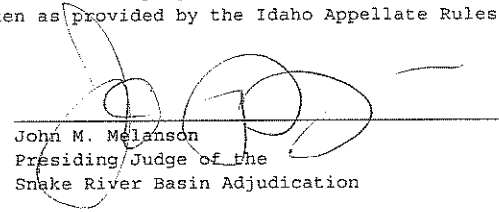
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

2007 DEC 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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 21-00178

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 21-00178 was mailed
on December 12, 2007, with sufficient first-class postage prepaid
to the following:

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

THE NATURE CONSERVANCY
Represented by:
C TIMOTHY HOPKINS
428 PARK AVE
PO BOX 51219
IDAHO FALLS, ID 83405-1219
Phone: 208-523-4445

THE NATURE CONSERVANCY
Represented by:
STEPHEN C CANN
THE NATURE CONSERVANCY
2424 SPRUCE ST STE 100
BOULDER, CO 80302
Phone: 303-541-0343

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

JULIE MURPHY
Chief Deputy Clerk