

FILED 12-13-97
CLERK OF DISTRICT COURT
TWIN FALLS, IDAHO

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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 36-02465
_____	)	

On October 1, 1997, a *Special Master's Report and Recommendation* was filed for the above 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 wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 36-02465 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED December 29, 1997.



DANIEL C. HURLBUTT, JR.
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 36-02465

NOV 28 1997
CLERK OF DISTRICT COURT
TWIN FALLS, IDAHO

NAME & ADDRESS: CITY OF HAGERMAN
PO BOX 158
HAGERMAN ID 83332

SOURCE: POTTER SPRINGS TRIBUTARY: BILLINGSLEY CREEK

QUANTITY: 4.00 CFS

PRIORITY DATE: 01/18/1961

POINT OF DIVERSION: T07S R14E S19 SESESW Within GOODING County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
MUNICIPAL 01-01 12-31 4.00 CFS

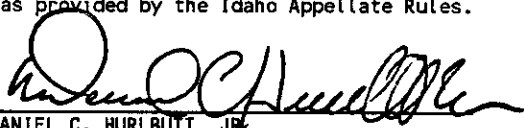
PLACE OF USE: MUNICIPAL Within GOODING County
T07S R13E S14
S23
NENE NWNE SWNE SENE
SWNW SENW NESW SWSW
SESW NESE NWSE SWSE
SESE
NENE NWNE NENW NWNW

PLACE OF USE IS LANDS WITHIN CITY LIMITS OF HAGERMAN AND
LANDS IN THE VICINITY OF HAGERMAN WITHIN THE PLACE OF USE LISTED
ABOVE.

USE OF THIS RIGHT WITH RIGHT NOS. 36-00022 & 36-15168
IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1063 ACRES IN
A SINGLE IRRIGATION SEASON.

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.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

1997 DEC 29 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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 36-02465

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 36-02465 was mailed
on December 29, 1997, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

CITY OF HAGERMAN
P.O. BOX 158
HAGERMAN, ID 83332

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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