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NOV 28 2006

DEPARTMENT OF
WATER RESOURCES

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

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
NOV 27 2006	
_____ Clerk	_____ Deputy Clerk

In Re SRBA

Case No. 39576

)
) **ORDER OF PARTIAL DECREE**

)
) **For water right: 37-11247**

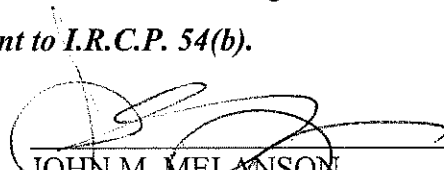
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On November 4, 2005, the Idaho Department of Water Resources (IDWR) filed its *Director's Report for Basin 37, Part 1, Reporting Area 16, Irrigation and Other Uses*, which included a recommendation for water right 37-11247. No objections were filed to the recommendation. By way of background, water right 37-11247 overlaps with water rights 37-01164J and 37-00359C. Subsequently, IDWR discovered that water rights 37-01164J and 37-00359C were previously split into three water rights each. The splits were never administratively processed and were therefore overlooked when the recommendations for water right claims 37-11247, 37-01164J and 37-00359C were prepared.

On August 7, 2006, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report*, notifying the Court of the prior splits and providing recommendations for the six resulting split water rights as well as an amended recommendation for 37-11247. As a result of water right 37-11247 overlapping with water rights 37-01164J and 37-00359C, the respective splits of 37-01164J and 37-00359C also affected the elements of 37-11247. The filing of the *Notice of Completed Administrative Proceeding and Amended Director's Report* for 37-11247 appeared on the SRBA Docket Sheet for August 2006. No objections were filed to the recommendations for 37-11247 or to the recommendations for the rights split from 37-01164J and 37-00359C.

THEREFORE IT IS ORDERED and ADJUDGED that water right claim 37-11247 be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 27, 2006



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 37-11247

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

NOV 27 2006

By _____ Clerk
_____ Deputy Clerk

NAME AND ADDRESS: ALTA K HARRIS
DALE E HARRIS
1655 E 1600 S
GOODING, ID 83330

SOURCE: WASTE WATER TRIBUTARY: BIG WOOD RIVER

QUANTITY: 0.20 CFS

PRIORITY DATE: 03/15/1956

POINT OF DIVERSION: T05S R14E S26 SWNE Within Gooding County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.20 CFS

PLACE OF USE:	Irrigation	Within Gooding County
	T05S R14E S26 NWNE 5.3	SWNE 4.7
	10.0 Acres Total	

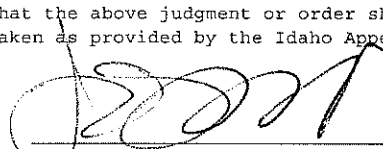
RIGHT NOS. 37-11247, 37-21747 AND 37-21750 ARE LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 41 ACRES IN A SINGLE IRRIGATION
SEASON.

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

2006 NOV 27 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): 37-11247

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 37-11247 was mailed
on November 27, 2006, with sufficient first-class postage prepaid
to the following:

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

ALTA K HARRIS
DALE E HARRIS
1655 E 1600 S
GOODING, ID 83330
Phone: 208-934-5154

JULIE MURPHY
Chief Deputy Clerk