

ORDER OF PARTIAL DECREE

For Water Right: 45-04127

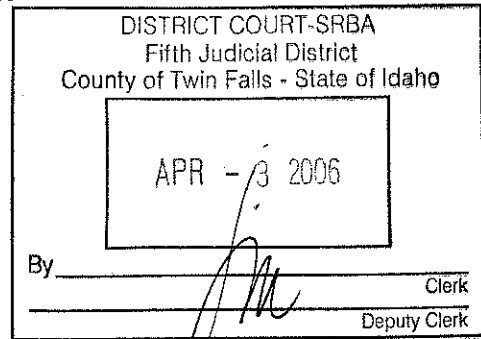
DATED March 31, 2006

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 45-04127



NAME AND ADDRESS: JAMES MULLEN
KAREN MULLEN
920 W 2000 S
OAKLEY, ID 83346

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.30 CFS
6.60 AFY

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

RIGHT NOS. 45-4127 AND 45-4128 ARE LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 6.6 AF.

PRIORITY DATE: 04/29/1901

POINT OF DIVERSION: T14S R21E S03 NWSENE Within Cassia County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation Storage	01-01 TO 12-31	6.60 AFY
Irrigation from Storage	03-15 TO 11-15	6.60 AFY
Stockwater	01-01 TO 12-31	0.02 CFS
Domestic	01-01 TO 12-31	0.04 CFS
Irrigation	03-15 TO 11-15	0.30 CFS
Diversion to Storage	01-01 TO 12-31	0.30 CFS

PLACE OF USE:

Irrigation		Within Cassia County
T14S R21E S02 LOT 3	(NENW) 0.6	LOT 4 (NWNW) 4.2
	SWNW 35.5	SENW 6.2
S03 LOT 1	(NENE) 3.5	SENE 21.0
71.0 Acres Total		
Irrigation Storage		Within Cassia County
T14S R21E S03	SENE	
Irrigation from Storage		Within Cassia County
T14S R21E S02 LOT 3	(NENW) 0.6	LOT 4 (NWNW) 4.2
	SWNW 35.5	SENW 6.2
S03 LOT 1	(NENE) 3.5	SENE 21.0
71.0 Acres Total		
Stockwater		Within Cassia County
T14S R21E S02 LOT 3	(NENW)	LOT 4 (NWNW)
	SWNW	SENW
S03 LOT 1	(NENE)	SENE
Domestic		Within Cassia County
T14S R21E S03 LOT 1	(NENE)	

RIGHT NOS. 45-4127 AND 45-4128 ARE LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 71 ACRES IN A SINGLE IRRIGATION SEASON.

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

The quantity of water decreed for this water right for domestic
use and stockwater use is not a determination of historical

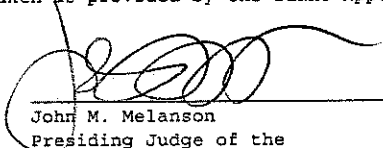
OTHER PROVISIONS (continued)

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

2006 APR 03 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): 45-04127

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 45-04127 was mailed
on April 03, 2006, with sufficient first-class postage prepaid
to the following:

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

JAMES MULLEN
KAREN MULLEN
920 W 2000 S
OAKLEY, ID 83346

JULIE MURPHY
Chief Deputy Clerk