

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL - 1 2005	
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**

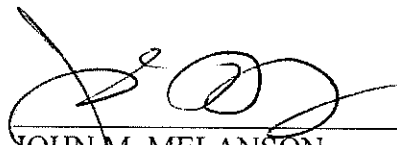
In Re SRBA	)	Water Right: 45-13877 & 45-13878
	)	
Case No. 39576	)	ORDER OF PARTIAL DECREE
	)	
	)	
_____	)	

On September 7, 2004, the Idaho Department of Water Resources filed its *Director's Report for Basin 45, Reporting Area 10, 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 February 10, 2005, the Idaho Department of Water Resources filed *Notices of Completed Administrative Proceeding and Amended Director's Reports* notifying the Court of a split of water right with reference to 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 June 30, 2005.



 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 45-13877



NAME AND ADDRESS: CHURCH OF JESUS CHRIST OF
LATTER DAY SAINTS
12TH FLOOR EAST
50 E NORTH TEMPLE
SALT LAKE CITY, UT 84150-6312

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
8.00 AFY

PRIORITY DATE: 10/01/1952

POINT OF DIVERSION: T10S R23E S29 SESWNE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.04 CFS
			8.00 AFY

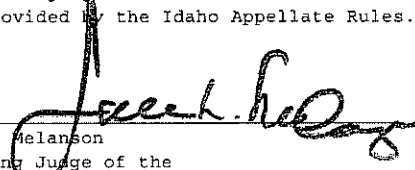
PLACE OF USE: Irrigation Within Cassia County
T10S R23E S29 SWNE 2.0
2.0 Acres Total

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

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 45-13878

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

JUL - 1 2005

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: CHURCH OF JESUS CHRIST OF
LATTER DAY SAINTS
12TH FLOOR EAST
50 E NORTH TEMPLE
SALT LAKE CITY, UT 84150-6132

SOURCE: GROUND WATER

RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS
OF SECTION 42-235, IDAHO CODE AND APPLICABLE WELL CONSTRUCTION
RULES OF THE DEPARTMENT.

QUANTITY: 0.04 CFS
8.00 AFY

PRIOR TO THE DIVERSION AND USE OF WATER UNDER TRANSFER APPROVAL
71566, THE RIGHT HOLDER SHALL INSTALL AND MAINTAIN AN ACCEPTABLE
MEASURING DEVICE, INCLUDING DATA LOGGER, AT THE AUTHORIZED POINT
OF DIVERSION AND IN ACCORDANCE WITH THE DEPARTMENT SPECIFICATIONS
OR SHALL OBTAIN AN APPROVED VARIANCE FROM THE DEPARTMENT TO
DETERMINE THE AMOUNT OF WATER DIVERTED FROM POWER RECORDS OR TO
MAINTAIN AN EXISTING MEASURING DEVICE.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO
MORE THAN 0.03 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE AT THE
FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

PRIORITY DATE: 10/01/1952

POINT OF DIVERSION: T10S R23E S29 SESWNE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		03-15 TO 11-15	0.04 CFS
			8.00 AFY

PLACE OF USE: Irrigation Within Cassia County
T10S R23E S29 SWNE 2.0
2.0 Acres Total

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

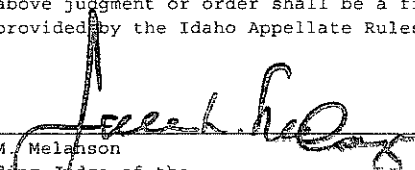
THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY
TRANSFER 71566 BY JANUARY 26, 2006.

FAILURE OF THE RIGHT HOLDER TO COMPLY WITH THE CONDITIONS OF
THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO RESCIND APPROVAL OF
THE TRANSFER.

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

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John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

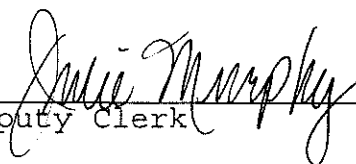
CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE was mailed on July 01, 2005, with sufficient first-class postage to the following:

CHURCH OF JESUS CHRIST OF
LATTER DAY SAINTS
12TH FLOOR EAST
50 E NORTH TEMPLE
SALT LAKE CITY, UT 84150-6132

CHURCH OF JESUS CHRIST OF
LATTER DAY SAINTS
12TH FLOOR EAST
50 E NORTH TEMPLE
SALT LAKE CITY, UT 84150-6312

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

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.

