

RECEIVED  
FEB 10 2005  
DEPARTMENT OF  
WATER RESOURCES  
2005 FEB -9 PM 1:55  
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

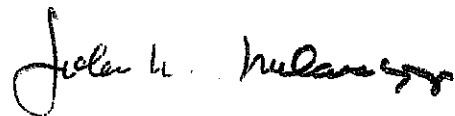
|                |   |                         |
|----------------|---|-------------------------|
| In Re SRBA     | ) |                         |
|                | ) | ORDER OF PARTIAL DECREE |
| Case No. 39576 | ) |                         |
| _____          | ) | Water Right 65-3983     |

On April 6, 1998, the Idaho Department of Water Resources filed the *Director's Report for Domestic and Stockwater, IDWR Basin 65*, which contained the Director's recommendation for water right 65-3983. No objections were filed to this recommendation and the time period for filing objections has expired.

On December 17, 2003, IDWR filed an *Amended Director's Report* for water right 65-3983. No objections were filed to this recommendation and the time period for filing objections has expired.

Therefore, IT IS ORDERED that water right 65-3983 be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED February 9, 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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 65-03983

2005 FEB -9 PM 1:55

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED

NAME AND ADDRESS: VIRGINIA HELLINGA  
WILLIAM JAMES HELLINGA  
STAR RT  
PAYETTE, ID 83661

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS  
1.20 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

PRIORITY DATE: 01/01/1959

POINT OF DIVERSION: T08N R05W S03 NESW Within Payette County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY             |
|-------------------------------|----------------|----------------|----------------------|
|                               | Domestic       | 01-01 TO 12-31 | 0.04 CFS<br>1.20 AFY |

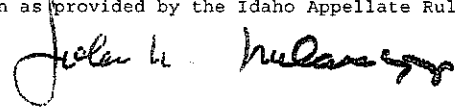
PLACE OF USE: Domestic Within Payette County  
T08N R05W S03 NESW

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

2005 FEB 09 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): 65-03983 |

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 65-03983 was mailed  
on February 09, 2005, with sufficient first-class postage prepaid  
to the following:

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

VIRGINIA HELLINGA  
WILLIAM JAMES HELLINGA  
STAR RT  
PAYETTE, ID 83661  
Phone: 208-642-4428

DIANA DELANEY  
Chief Deputy Clerk