

SEP 22 PM 4:00

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

ORDER OF PARTIAL DECREE

For Water Right 36-00039D

On December 15, 1999, a *Special Master's Report and Recommendation* was filed for the above water right. A *Notice of Challenge* was filed on December 30, 1999, by Cranney Bros. No other Challenges were filed.

On January 28, 2000, Cranney Bros. moved to withdraw their *Notice of Challenge* and this Court entered its *Order Dismissing Notice of Challenge and Rescinding Scheduling Order* on January 28, 2000.

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 36-00039D is hereby ~~decree~~ as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED September 29, 2000.



Barry Wood
Administrative District Judge and
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

270 SEP 29 PM 13:40

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-000390

NAME AND ADDRESS:

FRED J WALMSLEY
SUSAN K WALMSLEY
PO BOX 179
HAGERMAN, ID 83332

SOURCE:

BILLINGSLEY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY:

0.08 CFS

PRIORITY DATE:

01/02/1891

POINT OF DIVERSION:

T07S R13E S11

SESENE

Within Gooding County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
Irrigation
Stockwater

PERIOD OF USE
02-15 TO 11-30
01-01 TO 12-31

QUANTITY
0.08 CFS
0.01 CFS

PLACE OF USE:

Irrigation
T07S R13E S11
2.0 Acres Total

WAGE 2.0

Within Gooding County

Stockwater
Same as Irrigation

Within Gooding County

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.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication