

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 36-02439

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho MAY 31 2002 By _____ Clerk _____ Deputy Clerk

NAME AND ADDRESS: GILTNER DAIRY LLC
450 E 100 S
JEROME, ID 83338

RECEIVED

JUN - 1 2002

Department of Water Resources

SOURCE: GROUNDWATER

QUANTITY: 0.50 CFS
100.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 11.13 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 2988 AF. COMBINED RIGHT NOS.: 36-2186,
36-2187A, 36-2301 AND 36-2439.

PRIORITY DATE: 06/24/1960

POINT OF DIVERSION: T08S R17E S23 SESW Within Jerome County
SWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.50 CFS 100.00 AFY

PLACE OF USE:	Irrigation	Within Jerome County
	T08S R17E S23	NWNE 11.0 SWNE 33.0
		SENE 23.0 NENW 27.0
		NWNW 33.0 SWNW 23.0
		SENE 38.0 NESW 39.0
		NWSW 36.0 SWSW 30.0
		SESE 25.0 NESE 37.0
		NWSE 36.0 SESE 38.0
	S26	NENE 19.0 SWNE 32.0
		SENE 39.0 NENW 36.0
		NWNW 37.0 SWNW 37.0
		SENE 39.0 NESE 39.0
		NWSE 40.0
	747.0 Acres Total	

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 747 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 36-2186, 36-2187A, 36-2301, AND 36-2439.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 25 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE 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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 MAY 31 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

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Water Right(s): 36-02439

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 36-02439 was mailed
on May 31, 2002, with sufficient first-class postage prepaid
to the following:

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

GILTNER DAIRY LLC
450 E 100 S
JEROME, ID 83338

DIANA DELANEY
Chief Deputy Clerk