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Department of Water Resources

2002 MAY 16 PM 4: 22

DISTRICT COURT-SRBA
TWIN FALLS, 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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ORDER OF PARTIAL DECREE

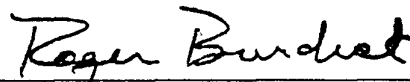
For Water Right 35-07364C & 35-07364D

On March 11, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

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 35-07364C & 35-07364D is hereby **decreed** as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED May 16, 2002



ROGER S. BURDICK

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 35-07364C

2002 MAY 16 PM 4:22

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: NATURAL GUARDIAN LTD PRTRNSHP
320 MEMORIAL DR
IDAHO FALLS, ID 83402

SOURCE: GROUNDWATER

QUANTITY: 2.76 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.02 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1256 AF.
COMBINED RIGHT NOS.: 35-02586C AND 35-10054A.

USE OF THIS RIGHT WITH RIGHT NO. 35-02586C IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.02 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1204 AF.

PRIORITY DATE: 01/08/1974

POINT OF DIVERSION: T02N R36E S27 NESWSW Within Bonneville County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	2.76 CFS

PLACE OF USE:	Irrigation		Within Bonneville County
	T02N R36E S27	SWNE 1.0	SWNW 16.0
		NESW 37.0	NWSW 40.0
		SWSW 40.0	SESW 37.0
		NWSE 11.0	SWSE 13.0
	S28	SENE 3.0	NESE 5.5
		SESE 5.5	
	S34	NWNE 30.0	SWNE 9.0
		SENE 19.0	NENW 19.0
		NWNW 26.0	SENW 2.0
	314.0 Acres Total		

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 314 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02586C AND 35-10054A.

USE OF THIS RIGHT WITH RIGHT NO. 35-02586C IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 301 ACRES 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.

A handwritten signature in black ink, reading "Roger Burdick", is written over a horizontal line.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 MAY 16 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): 35-07364C

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 35-07364C was mailed
on May 16, 2002, with sufficient first-class postage prepaid
to the following:

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

NATURAL GUARDIAN LTD PRTNRSHP
320 MEMORIAL DR
IDAHO FALLS, ID 83402

ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

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05/16/02