

2002 SEP 12 AM 11:10
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

Case No. 39576

ORDER OF PARTIAL DECREE

For Water Rights 37-2807, 37-2808, 37-2838,
37-2841, 37-2904, 37-2913, 37-2939, 37-2941,
37-2948, 37-2953, 37-2962, 37-2963, 37-2965,
37-2985, 37-2993, 37-3017, 37-3018, 37-3075,
37-3081, 37-3139, 37-3141, 37-3142, 37-3144,
37-3145, 37-3146, 37-8042, 37-8162 and 37-8163

On June 11, 2002, a *Special Master's Report and Recommendation* was filed for the above water rights. 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 rights 37-2807, 37-2808, 37-2838, 37-2841, 37-2904, 37-2913, 37-2939, 37-2941, 37-2948, 37-2953, 37-2962, 37-2963, 37-2965, 37-2985, 37-2993, 37-3017, 37-3018, 37-3075, 37-3081, 37-3139, 37-3141, 37-3142, 37-3144, 37-3145, 37-3146, 37-8042, 37-8162 and 37-8163 are hereby decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED

9/12/02



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

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DISTRICT COURT-SRE/
TWIN FALLS CO. IDAHO
FILED _____

QUANTITY: 1.80 AFY

POINT OF DIVERSION: T04S R14E S20 NESENE Within Gooding County

PLACE OF USE:	Stockwater Storage	Within Gooding County
T04S R14E S20	SENE	
Stockwater from Storage	Within Gooding County	
T04S R14E S20	SENE	
Wildlife Storage	Within Gooding County	
T04S R14E S20	SENE	
Wildlife from Storage	Within Gooding County	
T04S R14E S20	SENE	

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE FOR WATER RIGHTS IN BASIN 37 was mailed on September 12, 2002, with sufficient first-class postage to the following:

USDI BLM

Represented by:

US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
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DIRECTOR OF IDWR
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ORDER

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Deputy Clerk