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Department of Water Resources

DISTRICT COURT SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT - 8 2002	
By _____	Clerk
_____	Deputy Clerk

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: (See Exhibit A)

On August 30, 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 37-18237, 37-18238, 37-18239, 37-18240, 37-18249, 37-18250, 37-18253, 37-18254, 37-18255, 37-18264, 37-18265, 37-18266, 37-18267, 37-13270, 37-13279, 37-13282, 37-18283, 37-18286, 37-18292, 37-18293, 37-18295, 37-18298, 37-18299, 37-18300, 37-18304, 37-18306, 37-18308, 37-18312, 37-18315, 37-18318, 37-18319, 37-18322, 37-18331, 37-18336, 37-18341, 37-18344, 37-18347, 37-18363, 37-18369, 37-18386, 37-18393, 37-18394, 37-18395, 37-18396, 37-18397, 37-18398, 37-18399, 37-18401, 37-18402, 37-18403, 37-18404, 37-18405, 37-18406, 37-18407, 37-18408, 37-18409, 37-18410, 37-18413, 37-18414, 37-18415, 37-18416, 37-18418, 37-18428, 37-19195, 37-19199, 37-19200, 37-19201, 37-19202, 37-19203, 37-19204, 37-19211, 37-19212, 37-19213, 37-19214, 37-19429, 37-19507, 37-19508, 37-19509, 37-19548, 37-19549, 37-19630, 37-20151, 37-20254, 37-20255, 37-20256, 37-20260 are hereby decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED October 4, 2002



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE was mailed on October 4, 2002, with sufficient first-class postage to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

U.S. Department of Justice
Environment & Natural Resources Div.
550 W Fort St., MSC 033
Boise, ID 83724

Chief, Natural Resources Div.
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, Idaho 83711-4449



Deputy Clerk

EXHIBIT A

37-18237, 37-18238, 37-18239, 37-18240, 37-18249, 37-18250, 37-18253, 37-18254, 37-18255, 37-18264, 37-18265, 37-18266, 37-18267, 37-13270, 37-13279, 37-13282, 37-18283, 37-18286, 37-18292, 37-18293, 37-18295, 37-18298, 37-18299, 37-18300, 37-18304, 37-18306, 37-18308, 37-18312, 37-18315, 37-18318, 37-18319, 37-18322, 37-18331, 37-18336, 37-18341, 37-18344, 37-18347, 37-18363, 37-18369, 37-18386, 37-18393, 37-18394, 37-18395, 37-18396, 37-18397, 37-18398, 37-18399, 37-18401, 37-18402, 37-18403, 37-18404, 37-18405, 37-18406, 37-18407, 37-18408, 37-18409, 37-18410, 37-18413, 37-18414, 37-18415, 37-18416, 37-18418, 37-18428, 37-19195, 37-19199, 37-19200, 37-19201, 37-19202, 37-19203, 37-19204, 37-19211, 37-19212, 37-19213, 37-19214, 37-19429, 37-19507, 37-19508, 37-19509, 37-19548, 37-19549, 37-19630, 37-20151, 37-20254, 37-20255, 37-20256, 37-20260

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

By _____ Clerk

Deputy Clerk

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-19204

NAME AND ADDRESS: USDI BLM
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

SOURCE: UNNAMED STREAM TRIBUTARY: COTTONWOOD CREEK
QUANTITY: 0.02 CFS

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

PRIORITY DATE: 06/28/1934

POINT OF DIVERSION: T03S R13E S24 SENESE (Instream Ending Point) Within Gooding County
R14E S18 NWNESW (Instream Beginning Point)

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Stockwater 01-01 TO 12-31 0.02 CFS

PLACE OF USE: Stockwater Within Gooding County
T03S R13E S24 SENE NESE
R14E S18 NESW LOT 4 (SWSW)
SESW
S19 LOT 1 (NWNW) LOT 2 (SNNW)

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication