

1997 NOV 26 PM 2:40

DISTRICT COURT-5 JUD.  
TWIN FALLS CO., IDA.  
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     | ) | <b>ORDER OF PARTIAL DECREE</b>   |
|                | ) |                                  |
| Case No. 39576 | ) | <b>For Water Right 57-10472B</b> |
|                | ) |                                  |

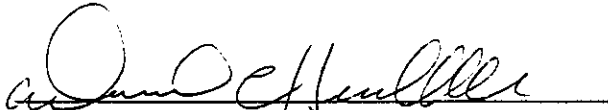
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On September 23, 1997, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

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 57-10472B is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 26, 1997.

  
DANIEL C. HURLBUTT, JR.  
Presiding Judge  
Snake River Basin Adjudication

DEC 01 1997

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

Department of Water Resources

In Re SRBA )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
 Case No. 39576 )  
 )  
 ) Water Right 57-10472B

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DISTRICT COURT-5TH  
TWIN FALLS COUNTY  
FILED

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
 USDI BUREAU OF LAND MANAGEMENT  
 IDAHO STATE OFFICE  
 1387 S VINNELL WAY  
 BOISE ID 83709

SOURCE: GROUNDWATER

QUANTITY: 0.15 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT AND RIGHT NO. 57-10472A  
 SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 07/31/1950

POINT OF DIVERSION: T03S R02W S01 NENWSW Within Owyhee County

|                |                |               |          |
|----------------|----------------|---------------|----------|
| PURPOSE AND    |                |               |          |
| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|                | STOCKWATER     | 01-01 12-31   | 0.15 CFS |

PLACE OF USE: STOCKWATER Within Owyhee County  
 T03S R02W S12 NENE

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.

  
 DANIEL C. HURLBUTT, JR.  
 PRESIDING JUDGE  
 Snake River Basin Adjudication

## 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.

  
 DANIEL C. HURLBUTT, JR.  
 PRESIDING JUDGE  
 Snake River Basin Adjudication