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APR 11 2000

Department of Water Resources

200 APR 10 AM 10:18

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

)

ORDER OF PARTIAL DECREE

)

Case No. 39576

)

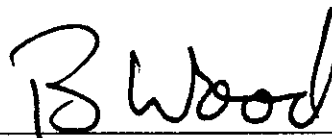
For Water Right 36-07201

)

The Notice of Challenge filed in the above subcase having been heard and ruled upon, IT IS
THEREFORE ORDERED that water right 36-07201 is hereby **decreed** as set forth in the attached
Partial Decree Pursuant to I.R.C.P. 54(b).

IT IS SO ORDERED.

DATED APR 10 2000.



BARRY WOOD
Administrative District Judge and
Presiding Judge of the
Snake River Basin Adjudication

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Department of Water Resources

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 36-07201

2000 APR 10 AM 10:20

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

NAME & ADDRESS: THE PROSPECT CO
CLEAR SPRINGS FOODS INC
PO BOX 712
BUHL ID 83316

SOURCE: SPRINGS TRIBUTARY: CLEAR LAKES

QUANTITY: 10.00 CFS
FACILITY VOLUME 5652 CU. FT.

PRIORITY DATE: 08/04/1971

POINT OF DIVERSION: T09S R14E S02 SWSWNE Within GOODING County
NWNWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	INDUSTRIAL	01-01 12-31	2.00 CFS
	FISH PROPAGATION	01-01 12-31	8.00 CFS

PLACE OF USE:	INDUSTRIAL	Within GOODING County
	T09S R14E S02	NWSE
	FISH PROPAGATION	Within GOODING County
	T09S R14E S02	NWSE

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. SECTION 42-1412(6), IDAHO CODE. THE REMARK ADDRESSING FACILITY VOLUME IS INCLUDED IN THIS WATER RIGHT ONLY BECAUSE THE REMARK APPEARED ON THE LICENSE. THE REMARK ADDRESSING FACILITY VOLUME DOES NOT DEFINE THE EXTENT OF BENEFICIAL USE AND CANNOT BE USED TO LIMIT ANY ELEMENT OF THIS WATER RIGHT. THE REMARK SHALL NOT PREVENT THE OWNER OF THE LICENSE FROM EXPANDING FACILITY VOLUME.

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.


BARRY WOOD
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-07201

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