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Department of Water Resources

JAN 10 PM 12:44  
DISTRICT COURT-5TH  
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

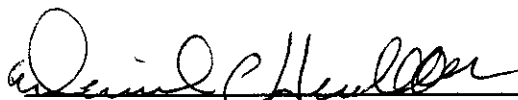
) For Water Right 36-04219

On November 7, 1996, 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 14a, 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 36-04219 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 10, 1997.



DANIEL C. HURLBUTT, JR.

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 36-04219

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: PRATT LAKE TRIBUTARY: SINKS

QUANTITY: 4.0 AFY

PRIORITY DATE: 06/30/1965

POINT OF DIVERSION: T01S R27E S24 NWNENE Within BUTTE County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE          | PERIOD OF USE | QUANTITY |
|----------------------------|-------------------------|---------------|----------|
|                            | STOCKWATER STORAGE      | 01-01 12-31   | 4.0 AFY  |
|                            | STOCKWATER FROM STORAGE | 01-01 12-31   | 4.0 AFY  |
|                            | WILDLIFE STORAGE        | 01-01 12-31   | 4.0 AFY  |
|                            | WILDLIFE FROM STORAGE   | 01-01 12-31   | 4.0 AFY  |

| PLACE OF USE: | STOCKWATER FROM STORAGE | Within BUTTE County |
|---------------|-------------------------|---------------------|
|               | T01N R27E S25           | NESW                |
|               | S28                     | SWSE                |
|               | T01S R27E S02           | SESE                |
|               | S24                     | NENE                |
|               | R28E S08                | NWSW                |
|               | S28                     | NWSE                |
|               | S32                     | NWNW                |

Place of use for WILDLIFE FROM STORAGE is same as STOCKWATER FROM STORAGE

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.

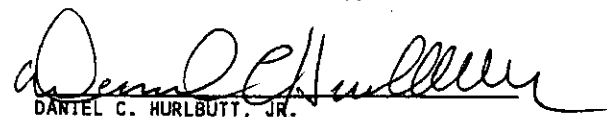
DATED: JAN 10 1997

  
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.

DATED: JAN 10 1997

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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)  
Water Right 36-04219

~~State of Idaho~~

County of Twin Falls ss.

I hereby certify the foregoing to be a full, true and correct copy of the original on file in the above entitled action.

ROBERT S. FORT

CLERK OF THE DISTRICT COURT

By

*[Signature]*  
DEPUTY CLERK

