

2002 JAN -9 AM 9:33

FILED
TWIN FALLS, IDAHO
SRBA

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 36-15559 and 36-15560

On March 16, 2001, the Idaho Department of Water Resources filed an *Amended Director's Report* recommending that water right claim 36-02377 be split and decreed as 36-15559 and 36-15560. No objection was filed to this *Amended Director's Report* and the time for filing objections has expired.

Therefore, IT IS ORDERED that water right 36-15559 and 36-15560 are hereby **decreed** as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED January 9 2002.



ROGER S. BURDICK
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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 36-15559

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FILED *OM*
TWIN FALLS, IDAHO

NAME AND ADDRESS: NOTCH BUTTE DAIRY LLC
406 E 700 N
JEROME, ID 83338

SOURCE: GROUNDWATER

QUANTITY: 2.47 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 8.04 CFS, AND A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 2432 AF. COMBINED RIGHT NOS.: 36-15557
36-15561 AND 36-15563.

PRIORITY DATE: 02/18/1959

POINT OF DIVERSION: T07S R17E S14 SESESW Within Jerome County
S23 NENENE
NENENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.47 CFS

PLACE OF USE:	Irrigation		Within Jerome County
	T07S R17E S14	SWNW 40.0	SESW 38.0
		NESW 39.0	NWSW 38.0
		SWSW 39.0	SESW 34.0
	S15	NESE 38.0	SESE 40.0
	S23	NENW 30.0	NWNW 40.0
		SWNW 40.0	SESW 40.0
		NESW 40.0	NWSW 32.0
		SWSW 40.0	SESW 40.0
	608.0 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 123.6 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 608 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 36-15557, 36-15561 AND
36-15563.

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. 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.

A handwritten signature in black ink, reading "Roger Burdick", is written over a horizontal line.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 JAN 09 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO, IDAHO
FILED DM

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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 36-15559

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 36-15559 was mailed
on January 09, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

NOTCH BUTTE DAIRY LLC
406 E 700 N
JEROME, ID 83338


LETTIE MESSICK
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
01/09/02