

702 JAN -9 PM 11:40

FILED ON

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 36-15557 and 36-15558

On March 15, 2001, the Idaho Department of Water Resources filed an *Amended Director's Report* recommending that water right claim 36-02388 be split and decreed as 36-15557 and 36-15558. 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 36-15557 and 36-15558 are hereby **decreed** as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED January 8, 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 36-15557

2002 JAN -9 AM 11:40

FILED ON

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

SOURCE: GROUNDWATER

QUANTITY: 2.94 CFS

USE OF WATER WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
DIVERSION RATE OF 8.04 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION
VOLUME OF 2432 AF. COMBINED RIGHT NO.S: 36-15559, 36-15561 AND
36-15563.

PRIORITY DATE: 11/05/1961

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	2.94 CFS

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 146.9 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.: 36-15559, 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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 JAN 09 PM 02:00
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)
)
Case No. 39576)

)

CERTIFICATE OF MAILING

Water Right(s): 36-15557

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 36-15557 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