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MAY 22 2002

Department of Water Resources

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 20 2002	
By <u>RHJ</u>	Clerk
	Deputy Clerk

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 35-7645A & 35-7645B**
)

On March 28, 2002, 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 35-7645A and 35-7645B is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED May 20, 2002

Roger S. Burdick
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

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 20 2002	
By <u>JS RJ</u>	Clerk
	Deputy Clerk

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 35-07645A

NAME AND ADDRESS: J WARD JOHNSON
MARY V JOHNSON
246 HARTERT DRIVE
IDAHO FALLS, ID 83404

SOURCE: GROUNDWATER

QUANTITY: 1.68 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-2611A IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.88 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1248 AF.

PRIORITY DATE: 12/11/1976

POINT OF DIVERSION: T01N R36E S01 LOT 04 (NENWNW) Within Bonneville County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.68 CFS

PLACE OF USE:	Irrigation	Within Bonneville County
	T01N R36E S01 LOT 03 (NENW) 39.0	LOT 04 (NWNW) 30.0
	SWNW 20.0	SENW 37.0
	S02 LOT 01 (NENE) 20.0	
	T02N R36E S35 LOT 01 (SESE) 18.0	
	S36 NESW 36.0	NWSW 7.0
	LOT 07 (SWSW) 16.0	LOT 06 (SESW) 25.0
	NWSE 38.0	LOT 05 (SWSE) 26.0
	312.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NO. 35-02611A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 312 ACRES IN A SINGLE
IRRIGATION SEASON.

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
Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 MAY 20 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): 35-07645A

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 35-07645A was mailed
on May 21, 2002, with sufficient first-class postage prepaid
to the following:

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

J WARD JOHNSON
MARY V JOHNSON
246 HARTERT DRIVE
IDAHO FALLS, ID 83404

ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

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