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Department of Water Resources

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DISTRICT COURT-SRBA
TWIN FALLS CO IDAHO
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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 35-02611A & 35-02611B
)

On March 20, 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 35-02611A and 35-02611B 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
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 35-02611A

2002 MAY 20 PM 4:12
DISTRICT COURT-SRBA
TWIN FALLS CO, IDAHO
FILED 31 31

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

SOURCE: GROUNDWATER

QUANTITY: 4.56 CFS
912.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 35-07645A 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: 09/16/1960

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	4.56 CFS 912.00 AFY

PLACE OF USE:	Irrigation	Within Bonneville County
	T01N R36E S01 LOT 03 (NENW) 39.0	LOT 04 (NWNW) 30.0
		SWNW 20.0
	S02 LOT 01 (NENE) 20.0	SENW 37.0
	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	

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 228 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 35-07645A 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
Presiding Judge of the
Snake River Basin Adjudication

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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): 35-02611A

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 35-02611A was mailed
on May 20, 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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