

DISTRICT COURT-SRBA
TWINFALLS CO., IDAHO
FILED _____

For Water Right 35-02440

Therefore, IT IS ORDERED that water right 35-02440 is hereby **decreed** as set forth in the attached *Partial Decree* pursuant to I.R.C.P. 54(b).

Roger Burdick

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	
FEB 25 2002	
By _____	Clerk
_____	Deputy Clerk

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 35-02440

NAME AND ADDRESS: ALBERT T WADA
CHRIS WADA
1385 W HWY 39
PINGREE, ID 83262

SOURCE: GROUNDWATER

QUANTITY: 0.60 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-02706 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.76 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 152 AF.

PRIORITY DATE: 09/09/1955

POINT OF DIVERSION: T03S R33E S23 NENWSW Within Bingham County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.60 CFS

PLACE OF USE: Irrigation
T03S R33E S23 NSW 38.0 Within Bingham County
38.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 35-02706 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 38 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE 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 FEB 25 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): 35-02440

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 35-02440 was mailed
on February 25, 2002, with sufficient first-class postage prepaid
to the following:

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

ALBERT T WADA

CHRIS WADA

Represented by:

JEFFREY C. FEREDAY

PO BOX 2720

BOISE, ID 83701-2720

Phone: 208-388-1200

STATE OF IDAHO

Represented by:

NATURAL RESOURCES DIV CHIEF

STATE OF IDAHO

ATTORNEY GENERAL'S OFFICE

PO BOX 44449

BOISE, ID 83711-4449

DIANA DELANEY

Chief Deputy Clerk

CERTIFICATE OF MAILING

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