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RECEIVED

SEP 18 1998

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIn Re SRBA )  
 )  
Case No. 39576 )  
\_\_\_\_\_ )PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 35-12087

1998 SEP 17 AM 9:18 Department of Water Resources

DISTRICT COURT - SRBA  
TWIN FALLS CO. IDAHONAME AND ADDRESS: KOCH MATERIALS CO  
4303 S GEKELER LN  
BOISE, ID 83716-5239

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS  
149.40 AFY

PRIORITY DATE: 05/01/1962

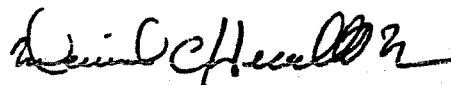
POINT OF DIVERSION: T02N R37E S12 SWSNW Within Bonneville County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE  | QUANTITY               |
|-------------------------------|-----------------|----------------|------------------------|
|                               | Industrial      | 04-01 TO 10-01 | 0.11 CFS<br>148.80 AFY |
|                               | Fire Protection | 04-01 TO 10-01 | 0.11 CFS<br>148.80 AFY |
|                               | Commercial      | 04-01 TO 10-01 | 0.02 CFS<br>0.62 AFY   |

|               |                 |      |                          |
|---------------|-----------------|------|--------------------------|
| PLACE OF USE: | Industrial      |      | Within Bonneville County |
|               | T02N R37E S12   | SENW |                          |
|               | Commercial      |      | Within Bonneville County |
|               | T02N R37E S12   | SENW |                          |
|               | Fire Protection |      | Within Bonneville County |
|               | T02N R37E S12   | SENW |                          |

## 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.



Daniel C. Hurlbutt, JR.  
Presiding Judge  
Snake River Basin Adjudication

1998 SEP 17 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  
                                    

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CERTIFICATE OF MAILING

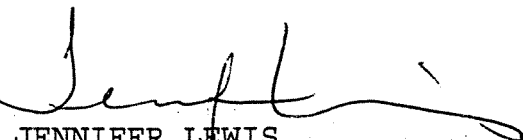
Water Right(s): 35-12087

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 35-12087 was mailed  
on September 17, 1998, with sufficient first-class postage prepaid  
to the following:

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

KOCH MATERIALS CO  
4303 S GEKELER LN  
BOISE, ID 83716-5239  
Phone: 208-345-2538

  
JENNIFER LEWIS  
Chief Deputy Clerk

CERTIFICATE OF MAILING

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09/17/98