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Department of Water Resources

-9 PM 2:39

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	)	**ORDER OF PARTIAL DECREE**
	)	
Case No. 39576	)	**For Water Rights 34-02341A and 34-02341B**
	)	

On November 13, 1996, a ***Special Master's Report and Recommendation*** was filed for the above water rights. 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 14a, 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 rights 34-02341A and 34-02341B be decreed as set forth in the attached ***Partial Decrees Pursuant to I.R.C.P. 54(b).***

DATED January 9, 1997.

DANIEL C. HURLBUTT, JR.
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 34-02341B

97 JAN -9 PM 2:39
DISTRICT COURT
TWIN FALLS CO. IDAHO
FILED

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.02 CFS

USE OF THIS RIGHT WITH RIGHT NO. 34-02341A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS.
THE QUANTITY OF WATER DIVERTED UNDER THIS RIGHT AND RIGHT NO. 34-02341A FOR STOCK WATER SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 01/08/1958

POINT OF DIVERSION: T05N R27E S36 NESENW Within BUTTE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE:

STOCKWATER	Within BUTTE County	
T04N R27E S14	NWNW	
S15	SWSW	NESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: January 9, 1997

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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.

DATED: Jan 9 1997

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a full, true and correct copy of the original on file in the above entitled action.
ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By _____
DEPUTY CLERK

CLERK OF THE DISTRICT COURT ★ FIFTH JUDICIAL DISTRICT ★ TWIN FALLS COUNTY IDAHO

97 JAN -9 PM 2:29
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** **For Water Rights 34-02341B and 34-02341A**

I certify that true and correct copies of the ***Order on Partial Decree for Water Right 34-02341A and 34-02341B*** and ***Partial Decree Pursuant to I.R.C.P. 54(b) for Water Rights 34-02341A and 34-02341B*** were mailed on January 9, 1997, with sufficient first-class postage prepaid to the following:

Director of IDWR
P.O. Box 83720
Boise, ID 83720-0098

Allan Banta
Roberta Banta
PO Box 491
Arco, ID 83213

US Department of Justice
Environment & Nat'l Resources Div
550 W Fort St, MSC 033
Boise, ID 83724

Deputy Clerk