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Department of Water Resources

1997 FEB 10 PM 4:22

DISTRICT COURT-5
TWIN FALLS COUNTY
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

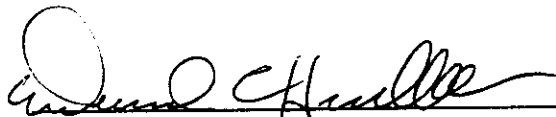
In Re SRBA	)	ORDER ON PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 34-11447
_____	)	

On December 6, 1996, 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 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 right 34-11447 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED February 10, 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 34-11447

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DISTRICT COURT OF
TWIN FALLS COUNTY, IDAHO
FILED

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
324 25TH STREET
OGDEN UT 84401-2394

SOURCE: SUMMIT CREEK TRIBUTARY: BIG LOST RIVER, NORTH FORK

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 05/01/1906

POINT OF DIVERSION: T06N R19E S33 SESESW (INSTREAM BEGINNING POINT) Within CUSTER County
S09 NESWSW (INSTREAM ENDING POINT)

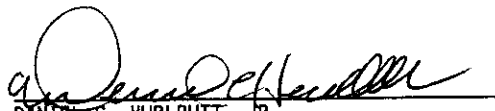
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	06-01 10-31	0.02 CFS

PLACE OF USE:	STOCKWATER	Within CUSTER County			
	T06N R18E S24	SWNE	SENE	SESW	NWSE
		SWSE			
	S25	NENW	SENW	NESW	NESE
		NWSE			
	R19E S09	SWSW			
	S16	NWNW			
	S17	NENE	SWNE	SENE	NESW
		SWSW	SESW	NWSE	
	S19	NENE	NWNE	NENW	SENW
	S20	NWNW			
	S29	SESE			
	S30	NESW	NWSE	SWSE	SESE
	S32	NENW	NWNW	SENW	NESW
		NESE	NWSE		
	S33	NWSW	SWSW	SESW	

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.

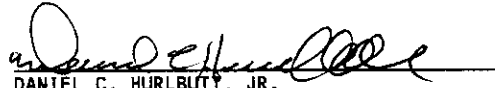
DATED: FEB 10 1997


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

RULE 54(b) CERTIFICATE

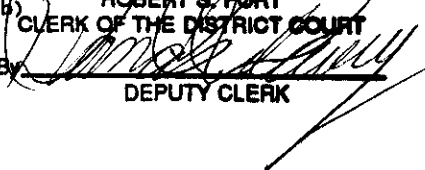
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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: FEB 10 1997


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

State of Idaho ss.
County of Twin Falls
I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 34-11447

ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By 
DEPUTY CLERK

