

## BASIN 41 GENERAL PROVISION

The director recommends that the following general provision be included in the decree determining rights to water from Basin 41:

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The following water rights from the following sources of water in Basin 41 shall be administered separately from all other water rights in Basin 41:

<u>Water Right No.</u>	<u>Source</u>
None	None

The following water rights from the following sources of water in Basin 41 shall be administered separately from all other water rights in the Snake River Basin:

<u>Water Right No.</u>	<u>Source</u>
None	None

All water rights in Basin 41 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

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 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** ) **PARTIAL DECREE PURSUANT TO**  
 ) **I.R.C.P. 54(b) FOR GENERAL**  
 ) **PROVISIONS IN BASIN 41**  
 )

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The following general provisions are hereby decreed to be applicable to water rights in Basin 41.

The following water rights from the following sources of water in Basin 41 shall be administered separately from all other water rights in Basin 41 in accordance with the prior appropriation doctrine as established by Idaho Law.

<u>Water Right No.</u>	<u>Source</u>
NONE	NONE

The following water rights from the following sources of water in Basin 41 shall be administered separately from all other water rights in the Snake River Basin in accordance with the prior appropriation doctrine as established by Idaho law.

<u>Water Right No.</u>	<u>Source</u>
NONE	NONE

Except as otherwise specified above, all other water rights within Basin 41 will be administered as connected sources of water in the Snake River Basin in accordance with the prior appropriation doctrine as established by Idaho law.

**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 in the Idaho Appellate Rules.

Dated July 28, 2005



JOHN M. MELANSON  
Presiding Judge  
Snake River Basin Adjudication

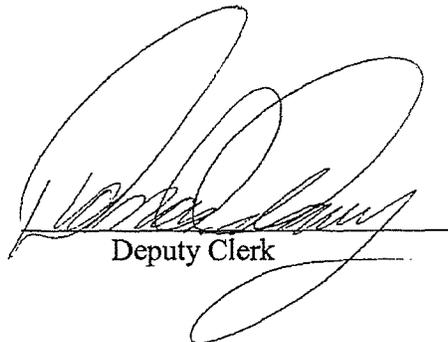
**CERTIFICATE OF MAILING**

I certify that a true and correct copy of the **PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) FOR GENERAL PROVISIONS IN BASIN 41** was mailed on July 28, 2005 with sufficient first-class postage to the following:

Director of IDWR  
PO Box 83720  
Boise, ID 83720-0098

Chief, Natural Resources Div.  
Office of the Attorney General  
State of Idaho  
PO Box 44449  
Boise, Idaho 83411-4449

U.S. Department of Justice  
Environment & Natural Resources Div.  
550 W Fort St., MSC 033  
Boise, ID 83724



Deputy Clerk