

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 25 2003

By _____ Clerk
Deputy Clerk

**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	)	SPECIAL MASTER'S REPORT
	)	
Case No. 39576	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHTS 65-02016, 65-02025,
	)	65-02498, 65-02499 and 65-12382

I. FINDINGS OF FACT

A notice of claim was filed for the above listed water rights pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of these water rights.

On January 16th and 18th, 2002, an objection was filed by the State of Idaho Department of Lands and the United States of America, Bureau of Land Management, respectively. Responses were filed by the United States of America, USDA Forest Service and David Little Farms. A response was also filed by United States of America, Bureau of Land Management to water right 65-02953. *Standard Form's 5* were filed on June 27, 2002. The United States of America, Bureau of Land Management, Idaho Department of Lands, David Little Farms and IDWR are signatures to the *Standard Form's 5*. The Forest Service did not sign the *SF5's* but filed a *Motion by the United States to Withdraw It's Response*.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Form's 5*, IT IS RECOMMENDED that these water rights be decreed with the elements as set forth in the attached *Recommendations for Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED March 15, 2003.


THOMAS R. CUSHMAN
Special Master
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

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 65-02016

MAR 25 2003

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: DAVID LITTLE FARMS INC
PO BOX 68
EMMETT, ID 83617

SOURCE: BISSEL CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 2.85 CFS

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

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER
DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF MEASUREMENT
WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED.

PRIORITY DATE: 11/16/1904

POINT OF DIVERSION: T08N R01W S20 SWSW Within Gem County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS
	Irrigation	03-15 TO 11-15	2.85 CFS

PLACE OF USE:	Irrigation	Within Gem County
	T07N R02W S02 LOT 1 (NENE) 17.0	LOT 2 (NWNE) 3.3
	LOT 3 (NENW) 25.0	SWNW 20.0
	SENE 5.3	NWSW 4.0
	T08N R01W S19 SWNE 1.3	SENE 8.4
	NESW 20.0	LOT 3 (NWSW) 7.0
	LOT 4 (SWSW) 23.0	SESW 40.0
	NESE 15.0	NWSE 25.0
	SWSE 9.9	SESE 1.3
	S30 NENW 24.0	LOT 1 (NWNW) 35.0
	LOT 2 (SWNW) 38.0	SENE 16.0
	NESW 16.0	LOT 3 (NWSW) 38.0
	LOT 4 (SWSW) 38.0	SESW 32.0
	SWSE 7.0	
	S31 NWNE 28.0	SWNE 2.4
	SENE 19.0	NENW 6.3
	LOT 1 (NWNW) 24.0	NESE 4.4
	S32 SWNW 12.0	SENE 0.3
	NESW 28.0	NWSW 24.0
	SESW 5.6	NWSE 8.0
	SWSE 15.0	
	R02W S25 NENE 1.2	SENE 19.0
	SESW 7.0	NESE 38.0
	NWSE 8.4	SWSE 36.0
	SESE 39.0	
	S35 SWNE 2.4	SENE 27.0
	SESW 12.0	NESE 39.0
	NWSE 27.0	SWSE 29.0
	SESE 39.0	
	S36 NENE 39.0	NWNE 39.0
	SWNE 37.0	SENE 14.0
	NENW 33.0	NWNW 2.1
	SWNW 39.0	SENE 39.0
	NESW 30.0	NWSW 39.0
	SWSW 19.0	SESW 1.7

PLACE OF USE (continued)

1305.2 Acres Total NWSE 2.9

Stockwater
Same as Irrigation

Within Gem County

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 142 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1305.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-02953, 65-12382, 65-02498, 65-02025, 65-02499, 65-07061.

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

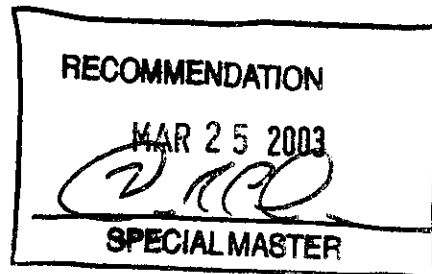
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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

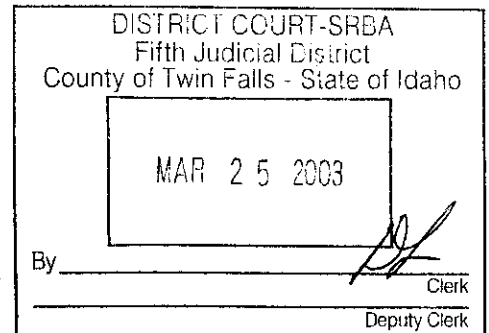
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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
Presiding Judge of the
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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 65-02025



NAME AND ADDRESS: DAVID LITTLE FARMS INC
PO BOX 68
EMMETT, ID 83617

SOURCE: BISSEL CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.70 CFS

PRIORITY DATE: 04/24/1905

POINT OF DIVERSION: T08N R01W S20 SWSW Within Gem County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 03-15 TO 11-15 0.70 CFS

PLACE OF USE: Irrigation Within Gem County

T07N R02W S02 LOT 1	{NENE} 17.0	LOT 2	{NWNE} 3.3
LOT 3	{NENW} 25.0		SWNW 20.0
	SESW 5.3		NWSW 4.0
T08N R01W S19	SWNE 1.3		SENE 8.4
	NESW 20.0	LOT 3	{NWSW} 7.0
LOT 4	{SWSW} 23.0		SESW 40.0
	NESE 15.0		NWSE 25.0
	SWSE 9.9		SESE 1.3
S30	NENW 24.0	LOT 1	{NWNW} 35.0
LOT 2	{SWNW} 38.0		SESW 16.0
	NESW 16.0	LOT 3	{NWSW} 38.0
LOT 4	{SWSW} 38.0		SESW 32.0
	SWSE 7.0		
S31	NWNE 28.0		SWNE 2.4
	SENE 19.0		NENW 6.3
LOT 1	{NWNW} 24.0		NESE 4.4
S32	SWNW 12.0		SESW 0.3
	NESW 28.0		NWSW 24.0
	SESW 5.6		NWSE 8.0
	SWSE 15.0		
R02W S25	NENE 1.2		SENE 19.0
	SESW 7.0		NESE 38.0
	NWSE 8.4		SWSE 36.0
	SESE 39.0		
S35	SWNE 2.4		SENE 27.0
	SESW 12.0		NESE 39.0
	NWSE 27.0		SWSE 29.0
	SESE 39.0		
S36	NENE 39.0		NWNE 39.0
	SWNE 37.0		SENE 14.0
	NENW 33.0		NWNW 2.1
	SWNW 39.0		SESW 39.0
	NESW 30.0		NWSW 39.0
	SWSW 19.0		SESW 1.7
	NWSE 2.9		

1305.2 Acres Total

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 1305.2 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-12382, 65-02953,
65-02016, 65-02498, 65-02499, 65-07061.

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 32 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

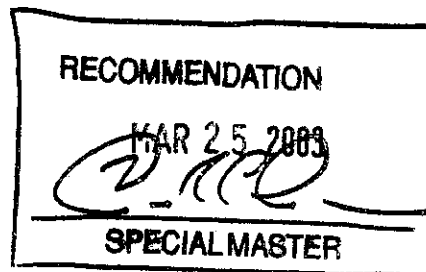
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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
Presiding Judge of the
Snake River Basin Adjudication

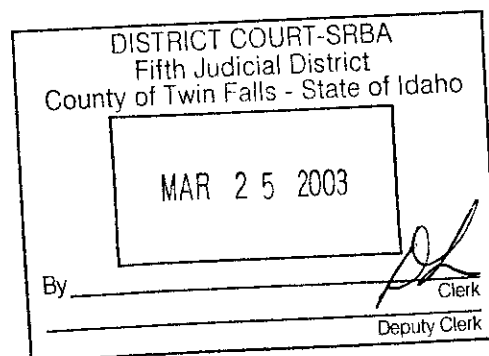


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
)

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

Water Right 65-02498



NAME AND ADDRESS: DAVID LITTLE FARMS INC
PO BOX 68
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.90 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION: T08N R01W S30 LOT 3 (NWSW) Within Gem County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.90 CFS

PLACE OF USE:	Irrigation	Within Gem County
T07N R02W S02 LOT 1	(NENE) 17.0	LOT 2 (NWNE) 3.3
LOT 3	(NENW) 25.0	SWNW 20.0
	SENE 5.3	NWSW 4.0
T08N R01W S19	SWNE 1.3	SENE 8.4
	NESW 20.0	LOT 3 (NWSW) 7.0
LOT 4	(SWSW) 23.0	SESW 40.0
	NESE 15.0	NWSE 25.0
	SWSE 9.9	SESE 1.3
S30	NENW 24.0	LOT 1 (NWNW) 35.0
LOT 2	(SWNW) 38.0	SENE 16.0
	NESW 16.0	LOT 3 (NWSW) 38.0
LOT 4	(SWSW) 38.0	SESW 32.0
	SWSE 7.0	
S31	NWNE 28.0	SWNE 2.4
	SENE 19.0	NENW 6.3
LOT 1	(NWNW) 24.0	NESE 4.4
S32	SWNW 12.0	SENE 0.3
	NESW 28.0	NWSW 24.0
	SESW 5.6	NWSE 8.0
	SWSE 15.0	
R02W S25	NENE 1.2	SENE 19.0
	SESW 7.0	NESE 38.0
	NWSE 8.4	SWSE 36.0
	SESE 39.0	
S35	SWNE 2.4	SENE 27.0
	SESW 12.0	NESE 39.0
	NWSE 27.0	SWSE 29.0
	SESE 39.0	
S36	NENE 39.0	NWNE 39.0
	SWNE 37.0	SENE 14.0
	NENW 33.0	NWNW 2.1
	SWNW 39.0	SENE 39.0
	NESW 30.0	NWSW 39.0
	SWSW 19.0	SESW 1.7
	NWSE 2.9	
1305.2 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 1305.2 ACRES IN A SINGLE

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-12382, 65-02025,
65-02953, 65-02016, 65-02499, 65-07061.

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
Presiding Judge of the
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 65-02499

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 25 2003

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: DAVID LITTLE FARMS INC
PO BOX 68
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.60 CFS

PRIORITY DATE: 08/31/1948

POINT OF DIVERSION: T08N R01W S32 SWNW Within Gem County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.60 CFS

PLACE OF USE:	Irrigation	Within Gem County
	T07N R02W S02 LOT 1 (NENE) 17.0	LOT 2 (NWNE) 3.3
	LOT 3 (NENW) 25.0	SWNW 20.0
	SESW 5.3	NWSW 4.0
	T08N R01W S19 SWNE 1.3	SENE 8.4
	NESW 20.0	LOT 3 (NWSW) 7.0
	LOT 4 (SWSW) 23.0	SESW 40.0
	NESE 15.0	NWSE 25.0
	SWSE 9.9	SESE 1.3
	S30 NENW 24.0	LOT 1 (NWNW) 35.0
	LOT 2 (SWNW) 38.0	SESW 16.0
	NESW 16.0	LOT 3 (NWSW) 38.0
	LOT 4 (SWSW) 38.0	SESW 32.0
	SWSE 7.0	
	S31 NWNE 28.0	SWNE 2.4
	SENE 19.0	NENW 6.3
	LOT 1 (NWNW) 24.0	NESE 4.4
	S32 SWNW 12.0	SESW 0.3
	NESW 28.0	NWSW 24.0
	SESW 5.6	NWSE 8.0
	SWSE 15.0	
	R02W S25 NENE 1.2	SENE 19.0
	SESW 7.0	NESE 38.0
	NWSE 8.4	SWSE 36.0
	SESE 39.0	
	S35 SWNE 2.4	SENE 27.0
	SESW 12.0	NESE 39.0
	NWSE 27.0	SWSE 29.0
	SESE 39.0	
	S36 NENE 39.0	NWNE 39.0
	SWNE 37.0	SENE 14.0
	NENW 33.0	NWNW 2.1
	SWNW 39.0	SESW 39.0
	NESW 30.0	NWSW 39.0
	SWSW 19.0	SESW 1.7
	NWSE 2.9	
	1305.2 Acres Total	

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 1305.2 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-02498, 65-12382,
65-02025, 65-02953, 65-02016, 65-07061.

PLACE OF USE (continued)

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 79 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE THE IRRIGATION
OF FEDERAL PUBLIC LAND.

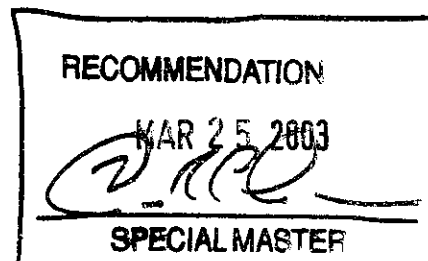
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
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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.

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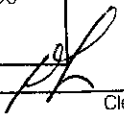


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
)
) Water Right 65-02953

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 25 2003

By  Clerk
Deputy Clerk

NAME AND ADDRESS: DAVID LITTLE FARMS INC
PO BOX 68
EMMETT, ID 83617

SOURCE: BISSEL CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 22.10 CFS
1322.00 AFY

PRIORITY DATE: 10/28/1958

POINT OF DIVERSION: T08N R01W S20 SWSW Within Gem County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater from Storage	01-01 TO 12-31	14.00 AFY
	Diversion to Storage	12-01 TO 09-01	22.10 CFS
			14.00 AFY
	Irrigation from Storage	03-15 TO 11-15	1322.00 AFY

PLACE OF USE:	Irrigation from Storage	Within Gem County
T07N R02W S02 LOT 1	(NENE) 17.0	LOT 2 (NWNE) 3.3
LOT 3	(NENW) 25.0	SWNW 20.0
	SENE 5.3	NWSW 4.0
T08N R01W S19	SWNE 1.3	SENE 8.4
	NESW 20.0	LOT 3 (NWSW) 7.0
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	NESW 16.0	LOT 3 (NWSW) 38.0
LOT 4	(SWSW) 38.0	SESW 32.0
	SWSE 7.0	
S31	NWNE 28.0	SWNE 2.4
	SENE 19.0	NENW 6.3
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	SWSE 15.0	
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	SESW 7.0	NESE 38.0
	NWSE 8.4	SWSE 36.0
	SESE 39.0	
S35	SWNE 2.4	SENE 27.0
	SESW 12.0	NESE 39.0
	NWSE 27.0	SWSE 29.0
	SESE 39.0	
S36	NENE 39.0	NWNE 39.0
	SWNE 37.0	SENE 14.0
	NENW 33.0	NWNW 2.1
	SWNW 39.0	SENE 39.0
	NESW 30.0	NWSW 39.0
	SWSW 19.0	SESW 1.7
	NWSE 2.9	
1305.2 Acres Total		

PLACE OF USE (continued)

Stockwater from Storage	Within Gem County
Same as Irrigation from Storage	
Diversions to Storage	Within Gem County
Same as Irrigation from Storage	

PLACE OF USE DESCRIBED ABOVE DOES NOT INCLUDE THE IRRIGATION OF FEDERAL PUBLIC LAND.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1105 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1305.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-12382, 65-02016, 65-02498, 65-02025, 65-02499, 65-07061.

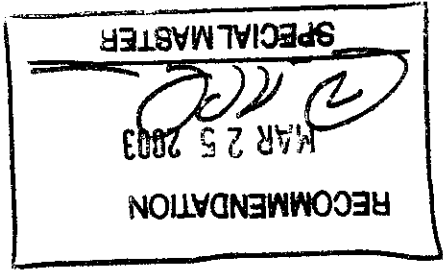
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

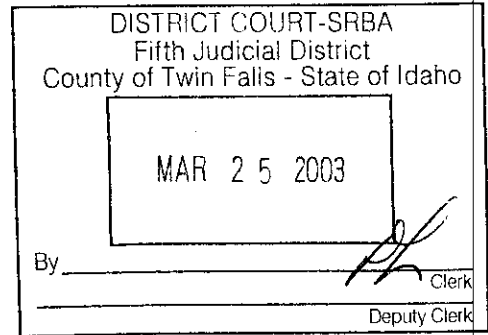
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Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 65-12382



NAME AND ADDRESS: DAVID LITTLE FARMS INC
PO BOX 68
EMMETT, ID 83617

SOURCE: BISSEL CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 20.00 AFY

PRIORITY DATE: 01/24/1981

POINT OF DIVERSION: T08N R02W S35 SWSWE Within Gem County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation Storage	01-01 TO 12-31	20.00 AFY
Irrigation from Storage	03-15 TO 11-15	20.00 AFY

PLACE OF USE: Irrigation Storage Within Gem County
Same as Irrigation from Storage

Irrigation from Storage		Within Gem County
T07N R02W S02 LOT 1	(NENE) 17.0	LOT 2 (NWNE) 3.3
LOT 3	(NENW) 25.0	SWNW 20.0
	SENW 5.3	NWSW 4.0
T08N R01W S19	SWNE 1.3	SENE 8.4
	NESW 20.0	LOT 3 (NWSW) 7.0
LOT 4	(SWSW) 23.0	SESW 40.0
	NESE 15.0	NWSE 25.0
	SWSE 9.9	SESE 1.3
S30	NENW 24.0	LOT 1 (NWNW) 35.0
LOT 2	(SWNW) 38.0	SENW 16.0
	NESW 16.0	LOT 3 (NWSW) 38.0
LOT 4	(SWSW) 38.0	SESW 32.0
	SWSE 7.0	
S31	NWNE 28.0	SWNE 2.4
	SENE 19.0	NENW 6.3
LOT 1	(NWNW) 24.0	NESE 4.4
S32	SWNW 12.0	SENW 0.3
	NESW 28.0	NWSW 24.0
	SESW 5.6	NWSE 8.0
	SWSE 15.0	
R02W S25	NENE 1.2	SENE 19.0
	SESW 7.0	NESE 38.0
	NWSE 8.4	SWSE 36.0
	SESE 39.0	
S35	SWNE 2.4	SENE 27.0
	SESW 12.0	NESE 39.0
	NWSE 27.0	SWSE 29.0
	SESE 39.0	
S36	NENE 39.0	NWNE 39.0
	SWNE 37.0	SENE 14.0
	NENW 33.0	NWNW 2.1
	SWNW 39.0	SENW 39.0
	NESW 30.0	NWSW 39.0
	SWSW 19.0	SESW 1.7
	NWSE 2.9	

1305.2 Acres Total

PLACE OF USE (continued)

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 16 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1305.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-02016, 65-02498, 65-02025, 65-02499, 65-07061, 65-02953.

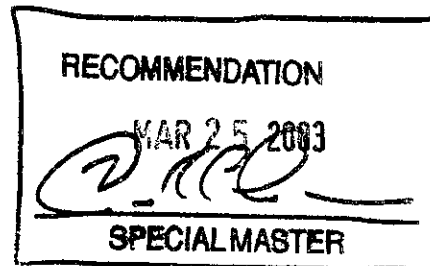
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

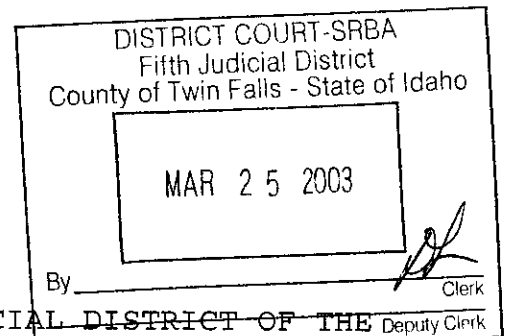
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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
Presiding Judge of the
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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 65-02016
65-02025 65-02498 65-02499
65-12382

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on March 25, 2003, with sufficient first-class postage prepaid to the following:

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

IDAHO DEPARTMENT OF LANDS
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

UNITED STATES OF AMERICA
Represented by:
DAVID NEGRI
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCE
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CERTIFICATE OF MAILING

PAGE 1
03/25/03

DAVID LITTLE FARMS, INC

Represented by:

JOHN K. SIMPSON

205 N 10TH ST, STE 520

PO BOX 2139

BOISE, ID 83701-2139

Phone: 208-336-0700

UNITED STATES OF AMERICA

Represented by:

US DEPARTMENT OF JUSTICE

ENVIRONMENT & NATL' RESOURCES

550 WEST FORT STREET, MSC 033

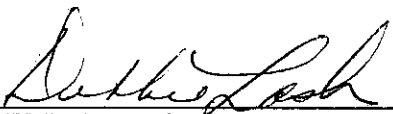
BOISE, ID 83724

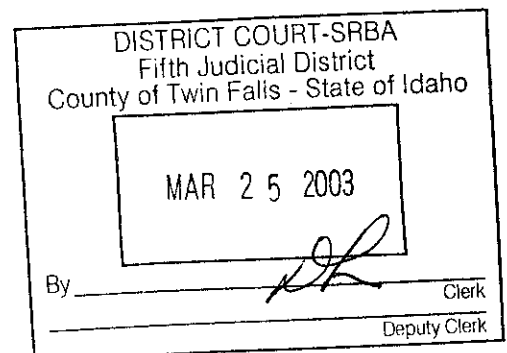
DAVID LITTLE FARMS INC

PO BOX 68

EMMETT, ID 83617

Phone: 208-365-2220


DEBBIE LASH
Deputy Clerk



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)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

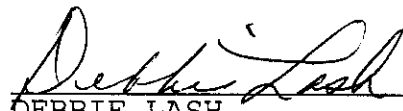
Water Right(s): 65-02016
65-02025 65-02498 65-02499
65-12382

On March 25, 2003, Special Master THOMAS R CUSHMAN issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED March 25, 2003.


DEBBIE LASH
Deputy Clerk