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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
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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

Case No. 39576

ORDER OF PARTIAL DECREES

Subcases: See Attached Exhibit A
(Flood / Queens Crown Ranch)

On August 28, 2009, a *Special Master's Report and Recommendation* was filed for the above-captioned 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 13f, 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 the above-captioned water rights are hereby decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED October 26, 2009.


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - FLOOD/QUEENS CROWN RANCH

Subcase Nos:

37-00407
37-00408
37-00693
37-02573
37-07014
37-11932

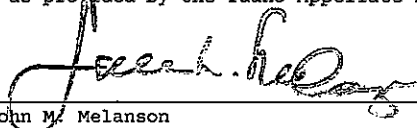
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RULE 54(b) CERTIFICATE

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.



John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

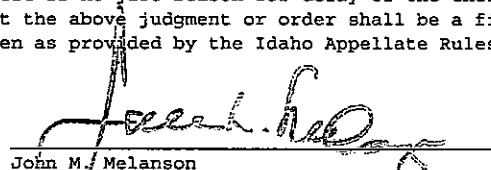
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OF TWIN FALLS CO., IDAHO
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John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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In Re SRBA) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 37-00693

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO, ID 83348

SOURCE: SILVER CREEK TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 04/01/1890

POINT OF DIVERSION:

T01S R20E S35	NENENE Within Blaine County
T02S R20E S01	NESWNE
R21E S06 LOT 3	(SWNENW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	1.00 CFS

PLACE OF USE:	Irrigation			Within Blaine County
	T01S R21E S31	SWSW 1.5		
	T02S R21E S06 LOT 3	(NENW) 5.5	LOT 4	(NWNW) 23.0
	LOT 5	(SWNW) 37.0		SENW 23.0
	90.0 Acres Total			

The rights listed below are limited to the irrigation of a combined total of 539 acres in a single irrigation season.
Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014, and 37-11932.

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.

John M. Melanson
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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-02573

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO, ID 83348

SOURCE: GROUND WATER

Point of injection into Patton Creek. Point of redistribution from
Silver Creek.

QUANTITY: 1.42 CFS
562.30 AFY

The rights listed below are limited to a total combined
diversion rate of 1.42 cfs and to a total combined annual
diversion volume of 562.3 AF. Combined Right Nos.: 37-2573 and
37-11932.

PRIORITY DATE: 06/16/1955

POINT OF DIVERSION: T01S R19E S17 SESESW (Injection) Within Blaine County
SWSWSE
R20E S35 NENENE (Rediversion)
T02S R20E S01 NESWNE (Rediversion)
R21E S06 LOT 3 (SWNENW) (Rediversion)
LOT 7 (NESWSW) (Rediversion)

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-15 TO 10-31 1.42 CFS
562.30 AFY

PLACE OF USE: Irrigation Within Blaine County
T01S R21E S31 SWSW 1.7 SESW 29.0
NESE 31.0 NWSE 33.0
SWSE 40.0 SESE 38.0
S32 NWSW 16.0
T02S R20E S12 NENE 25.0
R21E S06 LOT 1 (NENE) 5.3 LOT 2 (NWNE) 37.0
SWNE 10.0 LOT 3 (NENW) 36.0
LOT 4 (NWNW) 23.0 LOT 5 (SWNW) 37.0
SENW 31.0 NESW 11.0
LOT 6 (NWSW) 25.0 LOT 7 (SWSW) 20.0
S07 LOT 1 (NWNW) 45.0
494.0 Acres Total

The rights listed below are limited to the irrigation of a
combined total of 494 acres in a single irrigation season.
Combined Right Nos.: 37-2573 and 37-11932.

The rights listed below are limited to the irrigation of a
combined total of 539 acres in a single irrigation season.
Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014,
and 37-11932.

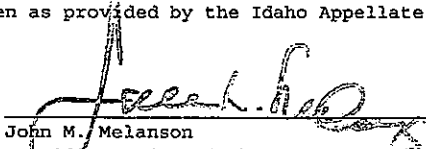
This right is limited to the irrigation of 240 acres within the
place of use described above in a single irrigation season.
Place of use does not include federal public lands.

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.



John M. Melanson
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

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TWIN FALLS CO, IDAHO
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In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-07014

NAME AND ADDRESS: JOHN D FLOOD
QUEENS CROWN RANCH
19249 HWY 20
PICABO, ID 83348

SOURCE: GROUND WATER

QUANTITY: 5.00 CFS
1335.00 AFY

The maximum combined rate of diversion under this right & Right
37-02649 shall not exceed 7.44 cfs.
The rate of diversion at the point of redirection from Silver
Creek shall not exceed 4.3 cfs.
This right when combined with all other water rights shall
provide no more than 0.02 cfs per acre nor more than 3.0 afa per
acre for the lands above.

PRIORITY DATE: 03/11/1968

POINT OF DIVERSION: T01S R19E S20 NWNWNE Within Blaine County
T02S R21E S06 LOT 3 (SWNENW) (Rediversion)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	5.00 CFS 1335.00 AFY

PLACE OF USE:	Irrigation	Within Blaine County
T01S R21E S31	SWNE 17.0 SWSW 1.7 NESE 38.0 SWSE 40.0 NWSW 16.0	SENE 19.0 SESW 25.0 NWSE 35.0 SESE 38.0
S32		
T02S R21E S06 LOT 1	(NENE) 5.3 SWNE 10.0	LOT 2 (NWNE) 37.0 LOT 3 (NENW) 36.0
LOT 4	(NWNW) 23.0 SENW 31.0	LOT 5 (SWNW) 37.0 NESW 11.0
LOT 6	(NWSW) 25.0	
445.0 Acres Total		

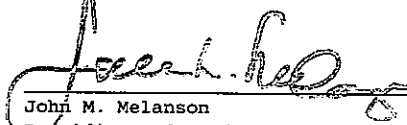
The rights listed below are limited to the irrigation of a
combined total of 539 acres in a single irrigation season.
Combined Right Nos.: 37-407, 37-408, 37-693, 37-2573, 37-7014,
and 37-11932.
Place of use does not include federal public lands.

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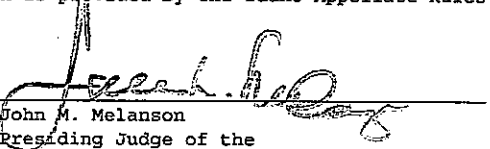
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is based upon an enlargement of Right No. 37-2573 pursuant to Section 42-1426, Idaho Code.
This right is for an enlargement of 254 acres within the place of use described for this 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).

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John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on October 26, 2009, with sufficient first-class postage to the following:

JOHN D FLOOD

JOHN FLOOD

Represented by:

BARKER, ROSHOLT & SIMPSON LLP

113 MAIN AVE W, STE 303

PO BOX 485

TWIN FALLS, ID 83303-0485

Phone: 208-733-0700

UNITED STATES OF AMERICA

Represented by:

US DEPARTMENT OF JUSTICE

ENVIRONMENT & NATL' RESOURCES

550 WEST FORT STREET, MSC 033

BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".