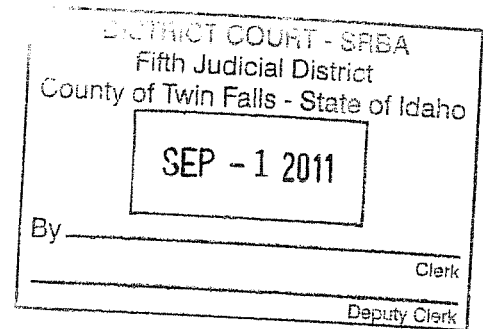


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SEP 02 2011

DEPARTMENT OF
WATER RESOURCES



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

) SPECIAL MASTER'S REPORT
)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHTS 47-02281,
) 47-02283, 47-02365, 47-02424, 47-07071,
) 47-07102, and 47-07122

I. FINDINGS OF FACT

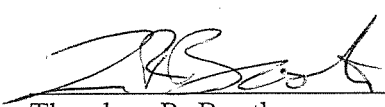
Notices of claim were filed for the above-captioned water rights pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of these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

The claimant J. R. Simplot Self Declaration of Revocable Trust, through its attorney Ronald N. Graves, filed objections to the *Director's Report* for claims 47-02281, 47-02283, and 47-02424. On August 22, 2011, the parties filed *Standard Forms 5 – Stipulated Elements of a Water Right* which resolved the objections. The Idaho Department of Water Resources concurred with the stipulations.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Forms 5*, IT IS RECOMMENDED that water rights 47-02281, 47-02283, 47-02365, 47-02424, 47-07071, 47-07102, and 47-07122 be **decreed** with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated Sept. 1, 2011


Theodore R. Booth
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

In Re SRBA	)	PARTIAL DECREE PURSUANT TO
	)	I.R.C.P. 54(b) FOR
Case No. 39576	)	
	)	Water Right 47-02283

NAME AND ADDRESS: J R SIMPLOT SELF DECLARATION
OF REVOCABLE TRUST
PO BOX 27
BOISE, ID 83707-0027

SOURCE: GROUND WATER

QUANTITY: 4.24 CFS
1300.00 AFY

The rights listed below are limited to a total combined annual diversion volume of 7285 af. Combined Right Nos.: 47-2281, 47-2283, 47-2365, 47-2424, 47-7071, 47-7102, 47-7122
The rights listed below are limited to a total combined annual diversion volume of 2397.6 af. Combined Right Nos.: 47-2283 and 47-2424.

PRIORITY DATE: 12/27/1954

POINT OF DIVERSION:	T14S R15E S21	SESENE Within Twin Falls County
		NWNWSE
	S22	SWSSEW
	S23	SWSWSW
	S28	SENENW
		SWNENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	4.24 CFS 1300.00 AFY

PLACE OF USE:	Irrigation		Within Twin Falls County
	T14S R15E S14	SWNW 40.0	SENE 40.0
		NESW 40.0	NWSW 40.0
		SWSW 40.0	SESW 40.0
	S15	SWNE 40.0	NESW 40.0
		SWSW 40.0	SESW 40.0
		NWSE 40.0	
	S21	NENE 32.0	NWNE 30.0
		SWNE 40.0	SENE 40.0
		NENW 40.0	SENE 40.0
		NESW 38.0	SESW 40.0
		NESE 40.0	NWSE 40.0
		SWSE 40.0	SESE 40.0
	S22	NENE 33.0	NWNE 34.0
		SWNE 30.0	SENE 30.0
		NENW 34.0	NWNW 36.0
		SWNW 31.0	SENE 31.0
		NESW 40.0	NWSW 40.0
		SWSW 40.0	SESW 40.0
		NESE 40.0	NWSE 40.0
		SWSE 39.0	SESE 38.0
	S23	NENW 40.0	NWNW 40.0
		SWNW 40.0	NWSW 40.0
		SWSW 39.0	
	S27	NENE 33.0	NWNE 35.0
		SWNE 36.0	SENE 32.0
		NENW 40.0	NWNW 40.0

PLACE OF USE (continued)

	SENE 40.0	
S28	NENE 40.0	NWNE 40.0
	NENW 24.0	
2035.0 Acres Total		

This right is limited to the irrigation of 325 acres within the place of use described above in a single irrigation season. Right Nos. 47-2283 and 47-2424 are limited to the irrigation of a combined total of 633 acres in a single irrigation season.

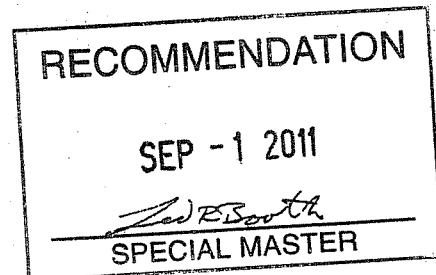
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

Eric J. Wildman
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 47-02281

NAME AND ADDRESS: J R SIMPLOT SELF-DECLARATION
OF REVOCABLE TRUST
PO BOX 27
BOISE, ID 83707-0027

SOURCE: GROUND WATER

QUANTITY: 4.04 CFS
1020.00 AFY

Right Nos. 47-2281 and 47-7102 are limited to a total combined
annual diversion volume of 1316 AF.
The rights listed below are limited to a total combined annual
diversion volume of 7285 af. Combined Right Nos.: 47-2281,
47-2283, 47-2365, 47-2424, 47-7071, 47-7102, 47-7122

PRIORITY DATE: 11/15/1954

POINT OF DIVERSION: T14S R15E S21 SESENE Within Twin Falls County
NWNWSE
S22 SWSESW
S23 SWSWSW
S28 SENENW
SWNENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	4.04 CFS 1020.00 AFY

PLACE OF USE:	Irrigation	Within Twin Falls County
T14S R15E S14	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
S15	SWNE 40.0	NESW 40.0
	SWSW 40.0	SESW 40.0
	NWSE 40.0	
S21	NENE 32.0	NWNE 30.0
	SWNE 40.0	SENE 40.0
	NENW 40.0	SENE 40.0
	NESW 38.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S22	NENE 33.0	NWNE 34.0
	SWNE 30.0	SENE 30.0
	NENW 34.0	NWNW 36.0
	SWNW 31.0	SENE 31.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 39.0	SESE 38.0
S23	NENW 40.0	NWNW 40.0
	SWNW 40.0	NWSW 40.0
	SWSW 39.0	
S27	NENE 33.0	NWNE 35.0
	SWNE 36.0	SENE 32.0
	NENW 40.0	NWNW 40.0
	SENE 40.0	

PLACE OF USE (continued)

S28	NENE 40.0	NWNE 40.0
	NENW 24.0	
2035.0 Acres Total		

This right is limited to the irrigation of 255 acres within the place of use described above in a single irrigation season. Right Nos. 47-2281 and 47-7102 are limited to the irrigation of a combined total of 376 acres in a single irrigation season.

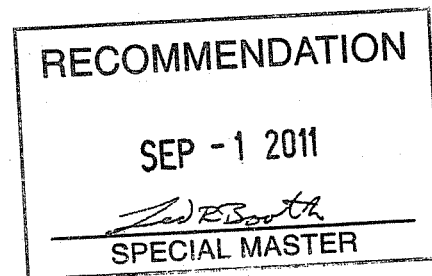
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

Eric J. Wildman
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 47-02424

NAME AND ADDRESS: J R SIMPLOT SELF DECLARATION
OF REVOCABLE TRUST
PO BOX 27
BOISE, ID 83707-0027

SOURCE: GROUND WATER

QUANTITY: 6.87 CFS
1167.60 AFY

Right Nos. 47-2365, 47-2424, 47-7071, and 47-7122 are limited to a total combined annual diversion volume of 4873 AF.
The rights listed below are limited to a total combined annual diversion volume of 7285 af. Combined Right Nos.: 47-2281, 47-2283, 47-2365, 47-2424, 47-7071, 47-7102, 47-7122
The rights listed below are limited to a total combined diversion rate of 17.21 cfs. Combined Right Nos.: 47-2365, 47-2424, 47-7071, and 47-7122
Right Nos. 47-2283 and 47-2424 are limited to a total combined annual diversion volume of 2397.6 AF.

PRIORITY DATE: 06/09/1966

POINT OF DIVERSION: T14S R15E S21 SESENE Within Twin Falls County
NWNWSE
S22 SWSESW
S23 SWSWSW
S28 SENENW
SWNENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 10-15	6.56 CFS 1148.00 AFY
	Stockwater	01-01 TO 12-31	0.31 CFS 19.60 AFY

The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:	Irrigation	Within Twin Falls County
	T14S R15E S14	SWNW 40.0 SENW 40.0 NESW 40.0 NWSW 40.0 SESW 40.0
	S15	SWNE 40.0 NESW 40.0 SESW 40.0 NWSE 40.0
	S21	NENE 32.0 NWNE 30.0 SWNE 40.0 SENE 40.0 NENW 40.0 SENW 40.0 NESW 38.0 SESW 40.0 NESE 40.0 NWSE 40.0 SWSE 40.0 SESE 40.0
	S22	NENE 33.0 NWNE 34.0

	SWNE 30.0	SENE 30.0
	NENW 34.0	NWNW 36.0
	SWNW 31.0	SENW 31.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 39.0	SESE 38.0
S23	NENW 40.0	NWNW 40.0
	SWNW 40.0	NWSW 40.0
	SWSW 39.0	
S27	NENE 33.0	NWNE 35.0
	SWNE 36.0	SENE 32.0
	NENW 40.0	NWNW 40.0
	SENW 40.0	
S28	NENE 40.0	NWNE 40.0
	NENW 24.0	
2035.0	Acres Total	

This right is limited to the irrigation of 328 acres within the place of use described above in a single irrigation season. Right Nos. 47-2424 and 47-2283 are limited to the irrigation of a combined total of 335 acres in a single irrigation season.

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).

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.

RECOMMENDATION

SEP -1 2011

Lee R Booth
SPECIAL MASTER

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 47-02365

NAME AND ADDRESS: J R SIMPLOT SELF DECLARATION
OF REVOCABLE TRUST
PO BOX 27
BOISE, ID 83707-0027

SOURCE: GROUND WATER

QUANTITY: 5.92 CFS
1036.00 AFY

Right Nos. 47-2365, 47-2424, 47-7071, and 47-7122 are limited to a total combined annual diversion volume of 4873 AF. The rights listed below are limited to a total combined annual diversion volume of 7285 af. Combined Right Nos.: 47-2281, 47-2283, 47-2365, 47-2424, 47-7071, 47-7102, 47-7122
The rights listed below are limited to a total combined diversion rate of 17.21 cfs. Combined Right Nos.: 47-2365, 47-2424, 47-7071, and 47-7122

PRIORITY DATE: 09/13/1962

POINT OF DIVERSION: T14S R15E S21 SESENE Within Twin Falls County
NWNWSE
S22 SWSSEW
S23 SWSWSW
S28 SENENW
SWNENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 10-15	5.92 CFS 1036.00 AFY

The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:	Irrigation	Within Twin Falls County
T14S R15E S14	SWNW 40.0	SENW 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
S15	SWNE 40.0	NESW 40.0
	SWSW 40.0	SESW 40.0
	NWSE 40.0	
S21	NENE 32.0	NWNE 30.0
	SWNE 40.0	SENE 40.0
	NENW 40.0	SENW 40.0
	NESW 38.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S22	NENE 33.0	NWNE 34.0
	SWNE 30.0	SENE 30.0
	NENW 34.0	NWNW 36.0
	SWNW 31.0	SENW 31.0
	NESW 40.0	NWSW 40.0

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

PLACE OF USE (continued)

	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 39.0	SESE 38.0
S23	NENW 40.0	NWNW 40.0
	SWNW 40.0	NWSW 40.0
	SWSW 39.0	
S27	NENE 33.0	NWNE 35.0
	SWNE 36.0	SENE 32.0
	NENW 40.0	NWNW 40.0
	SENE 40.0	
S28	NENE 40.0	NWNE 40.0
	NENW 24.0	

2035.0 Acres Total

This right is limited to the irrigation of 296 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.

Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

RECOMMENDATION

SEP - 1 2011

Les B. Booth
SPECIAL MASTER

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 47-07071

NAME AND ADDRESS: J R SIMPLOT SELF DECLARATION
OF REVOCABLE TRUST
PO BOX 27
BOISE, ID 83707-0027

SOURCE: GROUND WATER

QUANTITY: 6.40 CFS
1122.60 AFY

Right Nos. 47-2365, 47-2424, 47-7071, and 47-7122 are limited to
a total combined annual diversion volume of 4873 AF.
The rights listed below are limited to a total combined annual
diversion volume of 7285 af. Combined Right Nos.: 47-2281,
47-2283, 47-2365, 47-2424, 47-7071, 47-7102, 47-7122
The rights listed below are limited to a total combined
diversion rate of 17.21 cfs. Combined Right Nos.: 47-2365,
47-2424, 47-7071, and 47-7122

PRIORITY DATE: 06/09/1966

POINT OF DIVERSION: T14S R15E S21 SESENE Within Twin Falls County
NWNWSE
S22 SWSWSW
S23 SWSWSW
S28 SENENW
SWNENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	6.40 CFS 1120.00 AFY
	Stockwater	01-01 TO 12-31	0.20 CFS 1.40 AFY
	Domestic	01-01 TO 12-31	0.02 CFS 1.20 AFY

PLACE OF USE:	Irrigation	Within Twin Falls County
	T14S R15E S14	SWNW 40.0 SENW 40.0 NESW 40.0 NWSW 40.0 SWSW 40.0 SESW 40.0
	S15	SWNE 40.0 NESW 40.0 SWSW 40.0 SESW 40.0 NWSE 40.0
	S21	NENE 32.0 NWNE 30.0 SWNE 40.0 SENE 40.0 NENW 40.0 SENW 40.0 NESW 38.0 SESW 40.0 NESE 40.0 NWSE 40.0 SWSE 40.0 SESE 40.0
	S22	NENE 33.0 NWNE 34.0 SWNE 30.0 SENE 30.0 NENW 34.0 NWNW 36.0 SWNW 31.0 SENW 31.0 NESW 40.0 NWSW 40.0 SWSW 40.0 SESW 40.0 NESE 40.0 NWSE 40.0 SWSE 39.0 SESE 38.0

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

PLACE OF USE (continued)

S23	NENW 40.0	NWNW 40.0
	SWNW 40.0	NWSW 40.0
	SWSW 39.0	
S27	NENE 33.0	NWNE 35.0
	SWNE 36.0	SENE 32.0
	NENW 40.0	NWNW 40.0
	SENW 40.0	
S28	NENE 40.0	NWNE 40.0
	NENW 24.0	
2035.0 Acres Total		
Stockwater		Within Twin Falls County
T14S R15E S15	SENE	
Domestic		Within Twin Falls County
T14S R15E S22	SESW	

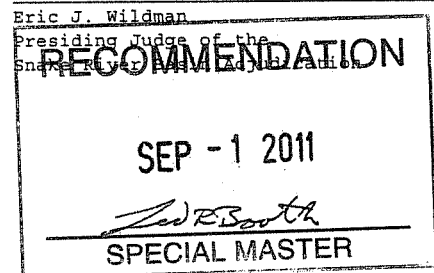
This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.

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.



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 47-07102

NAME AND ADDRESS: J R SIMPLOT SELF DECLARATION
OF REVOCABLE TRUST
PO BOX 27
BOISE, ID 83707-0027

SOURCE: GROUND WATER

QUANTITY: 3.46 CFS
1316.00 AFY

This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the lands herein. Right Nos. 47-2281 and 47-7102 are limited to a total combined annual diversion volume of 1316 AF. The rights listed below are limited to a total combined annual diversion volume of 7285 af. Combined Right Nos.: 47-2281, 47-2283, 47-2365, 47-2424, 47-7071, 47-7102, 47-7122

PRIORITY DATE: 06/04/1970

POINT OF DIVERSION: T14S R15E S21 SESENE Within Twin Falls County
S22 NWNWSE
S23 SWSSEW
S28 SENENW
SWNENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 10-01	3.46 CFS 1316.00 AFY

The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:	Irrigation	Within Twin Falls County
	T14S, R15E S14	SWNW 40.0 SENW 40.0 NESW 40.0 NWSW 40.0 SESW 40.0
	S15	SWNE 40.0 NESW 40.0 SWSW 40.0 SESW 40.0 NWSE 40.0
	S21	NENE 32.0 NWNE 30.0 SWNE 40.0 SENE 40.0 NENW 40.0 SENW 40.0 NESW 38.0 SESW 40.0 NESE 40.0 NWSE 40.0 SWSE 40.0 SESE 40.0
	S22	NENE 33.0 NWNE 34.0 SWNE 30.0 SENE 30.0 NENW 34.0 NWNW 36.0 SWNW 31.0 SENW 31.0 NESW 40.0 NWSW 40.0 SWSW 40.0 SESW 40.0

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

PLACE OF USE (continued)

	NESE 40.0	NWSE 40.0
	SWSE 39.0	SESE 38.0
S23	NENW 40.0	NWNW 40.0
	SWNW 40.0	NWSW 40.0
	SWSW 39.0	
S27	NENE 33.0	NWNE 35.0
	SWNE 36.0	SENE 32.0
	NENW 40.0	NWNW 40.0
	SENE 40.0	
S28	NENE 40.0	NWNE 40.0
	NENW 24.0	

2035.0 Acres Total

This right is limited to the irrigation of 376 acres within the place of use described above in a single irrigation season. Right Nos. 47-2281 and 47-7102 are limited to the irrigation of a combined total of 376 acres 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.

Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

RECOMMENDATION

SEP - 1 2011

Lee B. Booth
SPECIAL MASTER

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 47-07122

NAME AND ADDRESS: J R SIMPLOT SELF DECLARATION
OF REVOCABLE TRUST
PO BOX 27
BOISE, ID 83707-0027

SOURCE: GROUND WATER

QUANTITY: 6.00 CFS
1540.00 AFY

Right Nos. 47-2365, 47-2424, 47-7071, and 47-7122 are limited to
a total combined annual diversion volume of 4873 AF.
The rights listed below are limited to a total combined annual
diversion volume of 7285 af. Combined Right Nos.: 47-2281,
47-2283, 47-2365, 47-2424, 47-7071, 47-7102, 47-7122
The rights listed below are limited to a total combined
diversion rate of 17.21 cfs. Combined Right Nos.: 47-2365,
47-2424, 47-7071, and 47-7122

PRIORITY DATE: 06/14/1971

POINT OF DIVERSION: T14S R15E S21 SESENE Within Twin Falls County
NWNWSE
S22 SWSSEW
S23 SWSWSW
S28 SENENW
SWNENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 10-15	6.00 CFS 1540.00 AFY

The use of water for irrigation under this right may continue to
as late as October 31, provided other elements of the right are
not exceeded. The use of water after October 15 under this
remark is subordinate to all water rights having no subordinated
early or late irrigation use and a priority date earlier than
the date a partial decree is entered for this right.

PLACE OF USE:	Irrigation	Within Twin Falls County
	T14S R15E S14	SWNW 40.0 SENW 40.0 NESW 40.0 NWSW 40.0 SESW 40.0
	S15	SWNE 40.0 NESW 40.0 SESW 40.0 NWSE 40.0
	S21	NENE 32.0 NWNE 30.0 SWNE 40.0 SENE 40.0 NENW 40.0 SENW 40.0 NESW 38.0 SESW 40.0 NESE 40.0 NWSE 40.0 SWSE 40.0 SESE 40.0
	S22	NENE 33.0 NWNE 34.0 SWNE 30.0 SENE 30.0 NENW 34.0 NWNW 36.0 SWNW 31.0 SENW 31.0 NESW 40.0 NWSW 40.0

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

PLACE OF USE (continued)

	SWSW 40.0	SESW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 39.0	SESE 38.0
S23	NENW 40.0	NWNW 40.0
	SWNW 40.0	NWSW 40.0
	SWSW 39.0	
S27	NENE 33.0	NWNE 35.0
	SWNE 36.0	SENE 32.0
	NENW 40.0	NWNW 40.0
	SENE 40.0	
S28	NENE 40.0	NWNE 40.0
	NENW 24.0	

2035.0 Acres Total

This right is limited to the irrigation of 440 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).

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