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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

MAR 30 2017

AMENDED

DEPARTMENT OF
WATER RESOURCES

In Re SRBA)
Case No. 39576)

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

Water Right 25-07004

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

MAR 29 2017

NAME AND ADDRESS: UNITED STATES OF AMERICA
BUREAU OF RECLAMATION
REGIONAL DIRECTOR PN CODE-3100
1150 N CURTIS RD STE 100
BOISE, ID 83706-1234

SOURCE: WILLOW CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 90500.00 AFY

By

Clerk

Deputy Clerk

The reservoir storage capacity is 90,500 acre feet when filled
to elevation 5112.8 and measured at the upstream face of the
dam.

Water right nos. 25-7004, 25-14413A, 25-14413B are limited to
the total combined annual diversion volume necessary to allocate
a total of 80,500 acre-feet of irrigation storage water per
year to the consumers or users of the irrigation storage water.

PRIORITY DATE: 06/16/1969

POINT OF DIVERSION: T03N R40E S22 NWNW Within Bonneville County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation Storage	01-01 TO 12-31	80500.00 AFY
	Irrigation from Storage	04-01 TO 10-31	80500.00 AFY
	Wildlife Storage	01-01 TO 12-31	10000.00 AFY

PLACE OF USE:

Place of use for irrigation storage and wildlife storage is
Ririe Reservoir.

The place of use for irrigation from storage is upon lands
located along the Snake River and its tributaries in Eastern
Idaho within the Minidoka Federal Reclamation Project as listed
in Storage Contract 4-07-10-W0999 dated March 31, 1994, between
the United States and Mitigation, Inc.

Place of use for storage is Ririe Reservoir, provided, however,
that water under this right may be temporarily held in the
unoccupied space of any of the reservoirs upstream of Milner Dam,
located at Township 10S, Range 21E, Sections 28 and 29, when
determined by the Water District 01 Watermaster (as supervised by
the Director of the Department of Water Resources), the Water
District 01 advisory committee, and the United States Bureau of
Reclamation that such temporary storage will maximize the storage
of water upstream of Milner Dam.

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

1. The name of the United States of America acting through the
Bureau of Reclamation appears in the Name and Address sections of
this partial decree. However, as a matter of Idaho Constitutional
and Statutory Law, title to the use of the water is held by the
consumers or users of the water. The irrigation organizations act
on behalf of the consumers or users to administer the use of the
water for the landowners in the quantities and/or percentages
specified in the contracts between the Bureau of Reclamation and
the irrigation organizations for the benefit of the landowners
entitled to receive distribution of this water from the

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

OTHER PROVISIONS (continued)

respective irrigation organizations. The interest of the consumers or users of the water is appurtenant to the lands within the boundaries of or served by such irrigation organizations, and that interest is derived from law and is not based exclusively on the contracts between the Bureau of Reclamation and the irrigation organizations.

2. The allocation of storage to federal contractors and the location of that storage, including carryover storage, in the reservoir system shall be determined by the United States Bureau of Reclamation pursuant to federal reclamation law and contracts entered into between the United States and federal contractors. The Water District 01 Watermaster (as supervised by the Director of the Department of Water Resources) shall distribute the stored water in accordance with allocation instructions from the United States Bureau of Reclamation. "Reservoir system" shall mean all Federal reservoirs on the Snake River and its tributaries down to and including Lake Walcott, which store water for distribution pursuant to water right nos. 1-219, 1-2064, 1-2068, 1-4055, 1-10042, 1-10043, 1-10044, 1-10045, 1-10620, 1-10621A, 1-10621B, 1-10622, 1-10623, 21-2156, 21-4155, 21-10560, 21-13161, 21-13194, 25-7004, 25-14413A and 25-14413B.

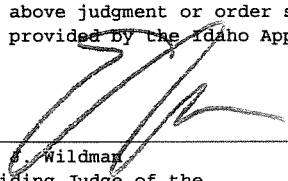
3. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

4. This decree does not alter, amend, or modify the contracts entered into between various federal contractors and the United States Bureau of Reclamation, as amended, in connection with the Palisades project and the Minidoka project, which contracts remain binding among the parties.

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 F. Wildman
Presiding Judge of the
Snake River Basin Adjudication