

See Note at End of Partial Decree and
Attachment 4 to the Final Unified
Decree

Fifth Judicial District
County of Twin Falls - State of Idaho

AUG 13 2014

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

Clerk

Deputy Clerk

In re SRBA
Case No. 39576

PARTIAL DECREE FOR
Federal Reserved Water Right 29-12049

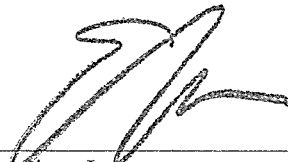
1. Name and address of owner: UNITED STATES OF AMERICA, as trustee for the benefit of the SHOSHONE-BANNOCK TRIBES OF THE FORT HALL INDIAN RESERVATION acting through the DIRECTOR, PORTLAND AREA OFFICE
Bureau of Indian Affairs
911 N.E. 11th Avenue
Portland OR 97232
2. Source of Water: Bannock Creek
3. Annual Diversion Volume: 18,559.3 acre-feet per year (AFY)
4. Diversion Rate: 98.87 CFS
5. Annual Volume of Consumptive Use: 11,042.10 AFY
6. Priority Date: June 14, 1867
7. Points of Diversion: NENWSE Sec 32 Twp 7S Rge 33 E BM
SWSWSE Sec 21, NESWNW Sec 25 (2 POD) all in Twp 8S Rge 33E BM
NWSENE Sec 9, SWNESW Sec 22, SENESW Sec 27 all in Twp 9S Rge 33E BM
NESWSE Sec 6 Twp 7S Rge 33E BM
(3 - 20 HP pumps for Michaud Project)
Future Points of Diversion may be developed within the Bannock Creek basin to utilize this water right within the Bannock Creek drainage basin.
8. Purposes and Periods of Use: Irrigation 3/15 to 11/15
9. Place of Use: 4,708 present and future acres within the Reservation.
10. Basis of Right: *Winters* Doctrine

11. Matters Necessary for
Definition, Clarification,
or Administration
of the Right:

a. The Tribes and the United States shall exercise this right in a manner that ensures persons with water rights 29-00476, 29-00477, 29-00480, 29-10990 and 29-13215 will continue to receive their full legal entitlement under state law. This right is reduced to transfer water to Right No. 29-00239. *[This paragraph was formerly known as paragraph x.a for purposes of Partial Decrees 29-00476, 29-00477, 29-00480, 29-10990 and 29-13215 in the 1995 Partial Final Consent Decree, and the Revised Partial Final Consent Decree.]*

IT IS SO ORDERED

DATED this 13th day of August, 2014



Presiding Judge
Snake River Basin Adjudication

This partial decree was entered pursuant to the Revised Partial Final Consent Decree Determining the Rights of the Shoshone-Bannock Tribes to the Use of Water in the Upper Snake River Basin dated August 13, 2014, contained in Attachment 4 to the Final Unified Decree, and is subject to the terms and conditions set forth therein.