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JUN 05 2013

DEPARTMENT OF
WATER RESOURCES

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

JUN - 4 2013

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

)

ORDER OF PARTIAL DECREE

)

Case No. 39576

)

Subcase No. 47-00039B

)

(J R Simplot Self Declaration

)

Revocable Trust)

On April 18, 2013, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. 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 Recommendation* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the above-captioned water right be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED

June 4, 2013

ERIC J. WILDMAN

Presiding Judge

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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DEPARTMENT OF
WATER RESOURCES

In Re SRBA)
)
Case No. 39576)
)

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

Water Right 47-00039B

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

JUN - 4 2013

NAME AND ADDRESS:

J R SIMPLOT SELF DECLARATION
REVOCABLE TRUST
PO BOX 27
BOISE, ID 83707-0027

SOURCE:

HOUSE CREEK TRIBUTARY: CEDAR CREEK
SPRINGS TRIBUTARY: HOUSE CREEK

QUANTITY:

0.18 CFS

PRIORITY DATE:

05/01/1893

POINT OF DIVERSION:

T15S R13E S18
S19

SENWSE Within Twin Falls County
SWNE

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Stockwater

PERIOD OF USE
05-01 TO 10-01

QUANTITY
0.18 CFS

PLACE OF USE:

Stockwater

Within OWYHEE & TWIN FALLS County

T10S R10E S12 NWNW
S15 SESE
S20 SENW
S22 SESE
S25 SESE
S27 SWSW
S29 SWNE
S32 NESE
S33 NWNE
SENW
R11E S01 LOT 4 (NWNW)
S02 LOT 4 (NWNW)
S04 SWSE
S05 SWSE
S10 SENW
S20 SENE
S23 NWNE
S27 NENW
S28 NESE
R12E S15 SESE
S21 SESW
T11S R10E S02 SESW
S05 NESE
S08 SENE
S11 SWSE
S12 NESE
S14 NWNE
S16 NESW
S17 SENE
S21 SENW
S23 NWSE
S24 NESE
S25 SESE
S26 NESE
S27 NESW
S28 SESE
S33 NWNE
S35 NENE

SESE

SWNW

SESE

SWSE

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

PLACE OF USE (continued)

R11E S04	SESW	
S08	NESW	
S14	SESE	
S15	SESW	
S16	SWSE	
S18 LOT 3	(NWSW)	
S20	NENE	
S27	NESW	
R12E S04	SESW	
S05 LOT 2	(NWNE)	
S08	SESW	
S10	NWSW	
S16	NENE	
S21	SESE	
S22	NESW	
S30 LOT 4	(SWSW)	
S34	SESW	SWSE
T12S R10E S03	NWSE	
S11	NWSW	
S12	NENE	
S25	SWSW	NESE
S26	SESW	
S27	SESE	
R11E S01	SENE	
S05	SENE	
S13	NWNE	
S16	SWNE	SENE
	SESE	
S18	NENW	SWSE
S27	NWNW	
S30	SWNE	
R12E S15	SENE	NWSW
S21	NWSW	
S30	NESW	
S32	SESW	
T13S R10E S12	SESW	SESE
S13	NESE	
S24	SENE	
R11E S03 LOT 3	(NENW)	
S07	NESW	
S08	SWNE	
S10	SESW	
S11	NESW	
S14	NWSE	
S17	SWSE	
S18	SENE	
S21	SESE	
S23	NESW	
S29	NENE	NWNW
S30 LOT 2	(SWNW)	
S33	NENE	
S34	NWSE	
T14S R11E S01	SWSE	
S03	SESW	
S04 LOT 7	(SWSW)	SESE
S10	SWNE	
S11	SWSE	
S12	SESW	
S13	NWNW	
S14	NENE	
S22	NWNW	
S23	SESE	
S25	NESW	
S36	NENE	

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

PLACE OF USE (continued)

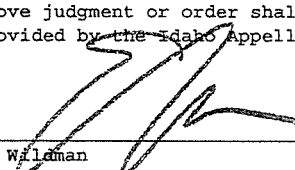
R12E S07	SESW	SESE
S32	NESE	
S33	NESW	
S34	SESW	
T15S R12E S02	SWSE	

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

2013 JUN 04 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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	)	CERTIFICATE OF MAILING
	)	
Case No. 39576	)	
_____	)	Water Right(s): 47-00039B

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 47-00039B was mailed
on June 04, 2013, with sufficient first-class postage prepaid
to the following:

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

J R SIMPLOT SELF DECLARATION

Represented by:
GRAY A YOUNG
J R SIMPLOT COMPANY
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707-0027
Phone: 208-336-2110

STATE OF IDAHO DEPT OF LANDS

Represented by:
STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

JULIE MURPHY
Chief Deputy Clerk