

RECEIVED

MAY 23 2013

DEPARTMENT OF
WATER RESOURCES

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

MAY 22 2013

By

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

)
)
) Water Right Nos.: 51-07018, 51-07030
) and 51-07038
)
)

) ORDER OF AMENDED PARTIAL
) DECREES (Big Sky Dairy)
)
)
)
)
)
)

The above-captioned water rights were claimed based on permits prior to the issuance of a license for each water right. On December 1, 2000, *Partial Decrees* were entered for the above-captioned water rights. The Director of the Idaho Department of Water Resources ("Department") subsequently issued a license for each water right, and filed a *Notice of Completed Administrative Proceeding* in the above-captioned subcases informing the Court of the issuance of licenses, as well as *Amended Director's Reports* reflecting the elements of the above-captioned water right claims as licensed.

This Court filed a *Notice of Court's Intent to Issue Amended Partial Decree and Notice of Hearing Thereon*. Said hearing was held on May 21, 2013, and no objections were filed.

Therefore, IT IS ORDERED that the above-captioned water rights be amended as set forth in the attached *Amended Partial Decrees*. The previously issued *Partial Decrees* are superseded thereby.

Dated: May 22, 2013


ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

RECEIVED

MAY 23 2013

DEPARTMENT OF
WATER RESOURCES

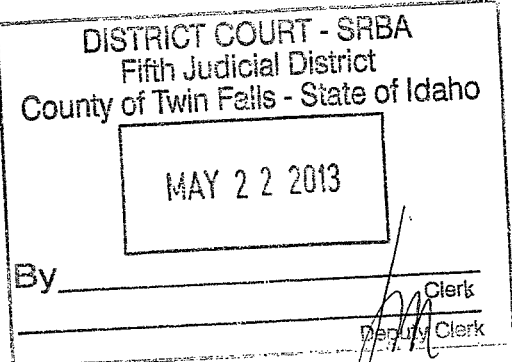
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
)
Case No. 39576)
_____)

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

Water Right 51-07018



NAME AND ADDRESS: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

SOURCE: GROUNDWATER

QUANTITY: 3.00 CFS
840.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.

PRIORITY DATE: 04/05/1968

POINT OF DIVERSION:	T09S R12E S20	SENW	Within Owyhee County
	S29	NENE	
		SWNE	
		SWNE	
		SWNE	
		NWSE	

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	3.00 CFS
			840.00 AFY

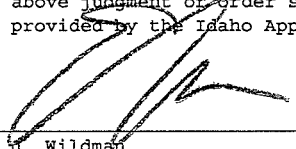
PLACE OF USE:	Irrigation		Within Owyhee County
	T09S R12E S18	SWSE 10.0	SESE 30.0
	S19	NENE 33.0	
	S29	NENE 39.0	SENE 23.0
		SENW 29.0	NESE 36.0
		NWSE 10.0	
	210.0 Acres Total		

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 C. Wildman
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

MAY 23 2013

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

AMENDED

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 51-07030

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

MAY 22 2013

By _____ Clerk
Dorothy Clark

NAME AND ADDRESS: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

SOURCE: GROUNDWATER

QUANTITY: 4.80 CFS
1136.00 APY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.

PRIORITY DATE: 09/30/1968

POINT OF DIVERSION: T09S R12E S20 SENW Within Owyhee County
S29 NENE
SWNE
SWNE
SWNE
NWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	4.80 CFS 1136.00 APY

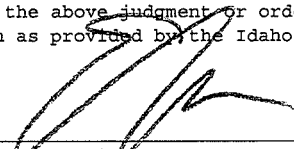
PLACE OF USE:	Irrigation	Within Owyhee County
	T09S R11E S24 NENE 40.0	NWNE 19.0
	R12E S18 NESW 40.0	LOT 3 (NWSW) 35.0
	LOT 4 (SWSW) 35.0	SESW 40.0
	S19 NENW 40.0	LOT 1 (NWNW) 35.0
	284.0 Acres Total	

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. Willaman
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

MAY 23 2013

DEPARTMENT OF
WATER RESOURCES

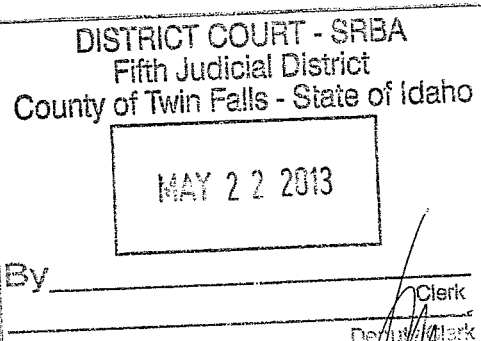
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
)
Case No. 39576)
_____)

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

Water Right 51-07038



NAME AND ADDRESS: BIG SKY DAIRY
PO BOX 407
JEROME, ID. 83338

SOURCE: GROUNDWATER

QUANTITY: 4.28 CFS
1276.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.

PRIORITY DATE: 06/20/1969

POINT OF DIVERSION:	T09S R12E S20	SENW	Within Owyhee County
	S29	NENE	
		SWNE	
		SWNE	
		SWNE	
		NWSE	

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	31-51 TO 11-15	4.28 CFS
			1276.00 AFY

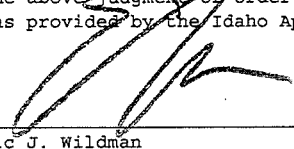
PLACE OF USE:	Irrigation		Within Owyhee County
	T09S R12E S17	SWSE 40.0	
	S20	NENE 39.0	SENE 40.0
		NESE 40.0	
	S21	SENW 40.0	NESW 40.0
		NWSW 40.0	SWSW 40.0
	319.0 Acres Total		

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.



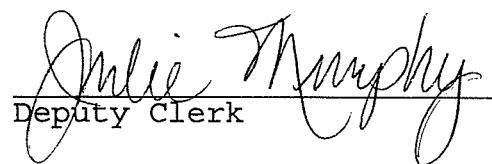
Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREES was mailed on May 22, 2013, with sufficient first-class postage to the following:

BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

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

A handwritten signature in cursive script, reading "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".