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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

Clerk
Deputy Clerk

In Re SRBA

Case No. 39576

)
)
) Water Right No.: 01-07072
)
)
) ORDER OF AMENDED PARTIAL
) DECREE (Funk)
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)

The above-captioned water right was claimed based on a permit prior to the issuance of the license. On September 14, 2007, a *Partial Decree* was entered for the above-captioned water right. The Director of the Idaho Department of Water Resources ("Department") subsequently issued a license for the water right, and filed a *Notice of Completed Administrative Proceeding* in the above-captioned subcase informing the Court of the issuance of the license, as well as an *Amended Director's Report* reflecting the elements of the above-captioned water right claim 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 right be amended as set forth in the attached *Amended Partial Decree*. The previously issued *Partial Decree* is superseded thereby.

Dated: May 22, 2013



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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MAY 23 2013

DEPARTMENT OF
WATER RESOURCESIN 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 01-07072

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

MAY 22 2013

By _____

Clerk
Deputy Clerk

NAME AND ADDRESS:

DARRELL M FUNK
PATRICIA M FUNK
3173 N 4900 E
MURTAUGH, ID 83344

SOURCE:

SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY:

1.54 CFS
751.40 AFYThis right when combined with 45-2320, 45-2746, 45-13642, and
45-13644 shall not exceed a combined annual maximum diversion
volume of 7496 af at the field headgate.This right when combined with all other rights shall provide no
more than 0.02 cfs per acre more more than 4.0 afa per acre at
the field headgate for irrigation.

PRIORITY DATE:

08/02/1978

POINT OF DIVERSION:

T10S R21E S29

SESE

Within Cassia County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
IrrigationPERIOD OF USE
03-15 TO 11-15QUANTITY
1.54 CFS
751.40 AFY

PLACE OF USE:

Irrigation

T11S R20E S13

SWNW 28.0
NESW 32.0
SWSW 32.0
NESE 32.0
SWSE 32.0
SENE 23.0

Within Cassia County

SENE 30.0
NWSW 32.0
SESW 32.0
NWSE 32.0
SESE 32.0
NESW 34.0

S14

Within Twin Falls County

NWSW 33.0
SESW 32.0
NWSE 34.0
SESE 32.0SWSW 32.0
NESE 32.0
SWSE 32.0

S23

NENE 33.0
SWNE 33.0
NENW 33.0
SWNW 33.0
NESW 34.0
SWSW 32.0
NESE 33.0
SWSE 33.0
NENE 32.0
SWNE 33.0NWNE 34.0
SENE 32.0
NWNW 33.0
SENE 33.0
NWSW 33.0
SESW 33.0
NWSE 34.0
SESE 32.0
NWNE 32.0

S24

Within Cassia County

SENE 32.0
NWNW 31.0
SENE 33.0
NWSW 33.0
SESW 33.0
NWSE 34.0
SESE 32.0NENW 32.0
SWNW 32.0
NESW 34.0
SWSW 32.0
NESE 33.0
SWSE 33.0

1647.0 Acres Total

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

PLACE OF USE (continued)

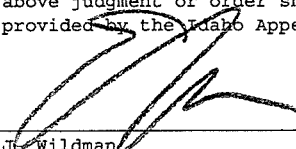
Rights 01-7072, 45-2320, 45-2746, 45-13642, 45-13643, 45-13644,
and 45-13645 when combined shall not exceed the irrigation of
1874 acres.

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.



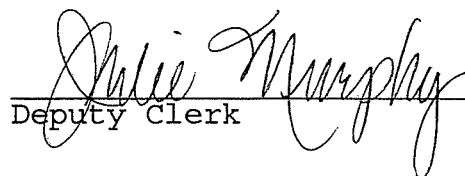
Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

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

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

DARRELL M FUNK
PATRICIA M FUNK
3173 N 4900 E
MURTAUGH, ID 83344
Phone: 208-432-5386

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".