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APR 19 2013

DEPARTMENT OF  
WATER RESOURCES

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

APR 18 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

Case No. 39576

) Subcase Nos. 74-66, 74-67, 74-110, 74-111,  
) 74-2329, 74-7006 and 74-7148  
)  
) ORDER OF PARTIAL DECREE  
)  
)

On January 23, 2006, the Director of the Idaho Department of Water Resources ("Department") filed his *Director's Report, IDWR Basin 74, Reporting Area 23, Part 1*, which included recommendations for the above-captioned water right claims. No objections were filed to the *Director's Report*, and the time for filing such objections has expired. However, the above-captioned claims were temporarily withheld from *Partial Decree* because they related to certain overlapping and contested claims in Basin 74.

On March 7, 2011, a *Special Master's Report and Recommendation* was filed for the above-captioned water rights. The *Special Master's Report and Recommendation* provided that the related overlapping Basin 74 contested claims had been resolved and recommended that the above-captioned water right claims be partially decreed as recommended. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired. However, prior to partial decree, the Department filed a *Notice of Completed Administrative Proceeding* and an *Amended Director's Report* for each of the above-captioned water right claims. No objections to the *Amended Director's Report* were filed, and the time for filing objections has now expired.

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

Dated April 18, 2013

ERIC J. WILDMAN

Presiding Judge

Snake River Basin Adjudication

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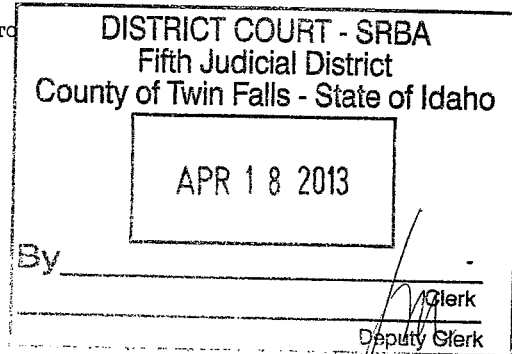
APR 19 2013

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

In Re SRBA )  
 )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 74-00066



NAME AND ADDRESS: ELLSWORTH ANGUS RANCH  
PO BOX 60  
LEADORE, ID 83464

SOURCE: TEXAS CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 2.74 CFS

Use of this right with right no. 74-42 is limited to a total combined diversion rate of 2.74 cfs.  
Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006 and 74-7148 when combined shall not exceed a total diversion rate of 16.79 cfs.  
This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands herein.  
Right Nos. 74-42, 74-66 and 74-67 are limited to a total combined diversion rate of 6.63 cfs.

PRIORITY DATE: 06/01/1880

POINT OF DIVERSION: T15N R26E S11 SWSE Within Lemhi County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------------------|----------------|----------------|----------|
|                            | Irrigation     | 03-15 TO 11-15 | 2.74 CFS |

| PLACE OF USE:       | Irrigation  | Within Lemhi County |
|---------------------|-------------|---------------------|
| T15N R26E S01 LOT 3 | (NENW) 2.0  | LOT 4 (NWNW) 36.0   |
|                     | SWNW 37.0   | SENW 2.3            |
|                     | NESW 2.5    | NWSW 36.0           |
|                     | SWSW 36.0   | SESW 2.5            |
| S02 LOT 1           | (NENE) 40.0 | LOT 2 (NWNE) 40.0   |
|                     | SWNE 41.0   | SENE 41.0           |
| LOT 3               | (NENW) 9.3  | SENW 10.0           |
|                     | NESE 40.0   | NWSE 22.0           |
|                     | SWSE 1.8    | SESE 31.0           |
| T16N R26E S35       | SWNE 39.0   | SENE 27.0           |
|                     | SWNW 23.0   | SENW 28.0           |
|                     | NESW 41.0   | NWSW 41.0           |
|                     | SWSW 17.0   | SESW 39.0           |
|                     | NESE 41.0   | NWSE 41.0           |
|                     | SWSE 41.0   | SESE 35.0           |
| 843.4 Acres Total   |             |                     |

This right is limited to the irrigation of 53.8 acres within the place of use described above in a single irrigation season.  
The rights listed below are limited to the irrigation of a combined total of 843.4 acres in a single irrigation season.  
Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148.

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

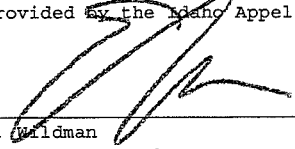
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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

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APR 19 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

In Re SRBA )  
 )  
Case No. 39576 )  
\_\_\_\_\_ )

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

Water Right 74-00067

|                                                                                                                                                                               |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>DISTRICT COURT - SRBA<br/>Fifth Judicial District<br/>County of Twin Falls - State of Idaho</p> <p>APR 18 2013</p> <p>By _____</p> <p>_____<br/>Clerk<br/>Deputy Clerk</p> |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH  
PO BOX 60  
LEADORE, ID 83464

SOURCE: TEXAS CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 3.89 CFS

Use of this right with right no. 74-42 is limited to a total combined diversion rate of 3.89 cfs.  
Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006 and 74-7148 when combined shall not exceed a total diversion rate of 16.79 cfs.  
This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands herein.  
Right Nos. 74-42, 74-66 and 74-67 are limited to a total combined diversion rate of 6.63 cfs.

PRIORITY DATE: 06/01/1881

POINT OF DIVERSION: T15N R26E S11 SWSE Within Lemhi County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------------------|----------------|----------------|----------|
|                            | Irrigation     | 03-15 TO 11-15 | 3.89 CFS |

| PLACE OF USE: | Irrigation          | Within Lemhi County           |
|---------------|---------------------|-------------------------------|
|               | T15N R26E S01 LOT 3 | (NENW) 2.0 LOT 4 (NWNW) 36.0  |
|               |                     | SWNW 37.0 SENW 2.3            |
|               |                     | NESW 2.5 NWSW 36.0            |
|               |                     | SWSW 36.0 SESW 2.5            |
|               | S02 LOT 1           | (NENE) 40.0 LOT 2 (NWNW) 40.0 |
|               |                     | SWNE 41.0 SENE 41.0           |
|               | LOT 3               | (NENW) 9.3 SENW 10.0          |
|               |                     | NESE 40.0 NWSE 22.0           |
|               |                     | SWSE 1.8 SESE 31.0            |
|               | T16N R26E S35       | SWNE 39.0 SENE 27.0           |
|               |                     | SWNW 23.0 SENW 28.0           |
|               |                     | NESW 41.0 NWSW 41.0           |
|               |                     | SWSW 17.0 SESW 39.0           |
|               |                     | NESE 41.0 NWSE 41.0           |
|               |                     | SWSE 41.0 SESE 35.0           |
|               | 843.4 Acres Total   |                               |

This right is limited to the irrigation of 190.6 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 843.4 acres in a single irrigation season. Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006, 74-7148.

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

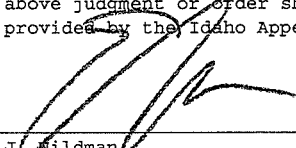
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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.

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

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APR 19 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 FALLSIn Re SRBA )  
)  
Case No. 39576 )  
\_\_\_\_\_)PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 74-00110DISTRICT COURT - SRBA  
Fifth Judicial District  
County of Twin Falls - State of Idaho

APR 18 2013

By \_\_\_\_\_

Clerk

Deputy Clerk

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH  
PO BOX 60  
LEADORE, ID 83464

SOURCE: TEXAS CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 0.22 CFS

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006 and  
74-7148 when combined shall not exceed a total diversion rate of  
16.79 cfs.This right when combined with all other rights shall provide no  
more than 3.5 afa per acre at the field headgate for irrigation  
of the lands herein.

PRIORITY DATE: 05/14/1920

POINT OF DIVERSION: T15N R26E S11 SWSE Within Lemhi County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------|----------------|----------|
| Irrigation     | 03-15 TO 11-15 | 0.22 CFS |

PLACE OF USE:

| Irrigation          |             | Within Lemhi County |             |
|---------------------|-------------|---------------------|-------------|
| T15N R26E S01 LOT 3 | (NENW) 2.0  | LOT 4               | (NWNW) 36.0 |
|                     | SWNW 37.0   |                     | SENE 2.3    |
|                     | NESW 2.5    |                     | NWSW 36.0   |
|                     | SWSW 36.0   |                     | SESE 2.5    |
| S02 LOT 1           | (NENE) 40.0 | LOT 2               | (NWNE) 40.0 |
|                     | SWNE 41.0   |                     | SENE 41.0   |
| LOT 3               | (NENW) 9.3  |                     | SENE 10.0   |
|                     | NESE 40.0   |                     | NWSE 22.0   |
|                     | SWSE 1.8    |                     | SESE 31.0   |
| T16N R26E S35       | SWNE 39.0   |                     | SENE 27.0   |
|                     | SWNW 23.0   |                     | SENE 28.0   |
|                     | NESW 41.0   |                     | NWSW 41.0   |
|                     | SWSW 17.0   |                     | SESE 39.0   |
|                     | NESE 41.0   |                     | NWSE 41.0   |
|                     | SWSE 41.0   |                     | SESE 35.0   |
| 843.4 Acres Total   |             |                     |             |

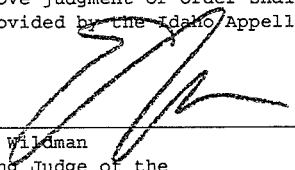
This right is limited to the irrigation of 58.8 acres within the  
place of use described above in a single irrigation season.  
The rights listed below are limited to the irrigation of a  
combined total of 843.4 acres in a single irrigation season.  
Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111,  
74-2329, 74-7006, 74-7148.

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

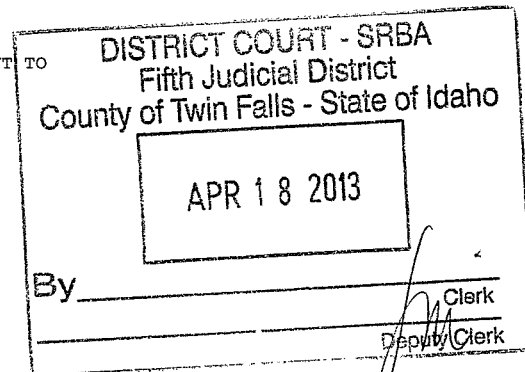
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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.



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

APR 19 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 FALLSIn Re SRBA )  
 )  
Case No. 39576 )  
\_\_\_\_\_ )PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 74-00111

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH  
PO BOX 60  
LEADORE, ID 83464

SOURCE: TEXAS CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 4.25 CFS

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006 and  
74-7148 when combined shall not exceed a total diversion rate of  
16.79 cfs.  
This right when combined with all other rights shall provide no  
more than 3.5 afa per acre at the field headgate for irrigation  
of the lands herein.

PRIORITY DATE: 05/14/1920

POINT OF DIVERSION: T15N R26E S11 SWSE Within Lemhi County

PURPOSE AND  
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY  
Irrigation 03-15 TO 11-15 4.25 CFS

PLACE OF USE: Irrigation Within Lemhi County

|                     |             |       |             |
|---------------------|-------------|-------|-------------|
| T15N R26E S01 LOT 3 | (NENW) 2.0  | LOT 4 | (NWNW) 36.0 |
|                     | SWNW 37.0   |       | SENW 2.3    |
|                     | NESW 2.5    |       | NWSW 36.0   |
|                     | SWSW 36.0   |       | SESW 2.5    |
| S02 LOT 1           | (NENE) 40.0 | LOT 2 | (NWNE) 40.0 |
|                     | SWNE 41.0   |       | SENE 41.0   |
| LOT 3               | (NENW) 9.3  |       | SENW 10.0   |
|                     | NESE 40.0   |       | NWSE 22.0   |
|                     | SWSE 1.8    |       | SESE 31.0   |
| T16N R26E S35       | SWNE 39.0   |       | SENE 27.0   |
|                     | SWNW 23.0   |       | SENW 28.0   |
|                     | NESW 41.0   |       | NWSW 41.0   |
|                     | SWSW 17.0   |       | SESW 39.0   |
|                     | NESE 41.0   |       | NWSE 41.0   |
|                     | SWSE 41.0   |       | SESE 35.0   |
| 843.4 Acres Total   |             |       |             |

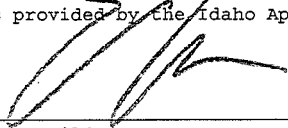
This right is limited to the irrigation of 306.1 acres within  
the place of use described above in a single irrigation season.  
The rights listed below are limited to the irrigation of a  
combined total of 843.4 acres in a single irrigation season.  
Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111,  
74-2329, 74-7006, 74-7148.

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.



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

APR 19 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

In Re SRBA )  
Case No. 39576 )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 74-02329

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

APR 18 2013

By

Clerk

Deputy Clerk

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH  
PO BOX 60  
LEADORE, ID 83464

SOURCE: GROUND WATER

QUANTITY: 4.52 CFS  
791.70 AFY

Rights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006 and  
74-7148 when combined shall not exceed a total diversion rate of  
16.79 cfs.

This right when combined with all other rights shall provide no  
more than 3.5 afa per acre at the field headgate for irrigation  
of the lands herein.

Right Nos. 74-2329, 74-7006 and 74-7148 are limited to a total  
combined diversion rate of 5.69 cfs.

PRIORITY DATE: 04/07/1965

POINT OF DIVERSION: T15N R26E S02 SWSESE Within Lemhi County

PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|----------------|----------------|----------------|------------------------|
|                | Irrigation     | 03-15 TO 11-15 | 4.52 CFS<br>791.70 AFY |

| PLACE OF USE: | Irrigation          | Within Lemhi County           |
|---------------|---------------------|-------------------------------|
|               | T15N R26E S01 LOT 3 | (NENW) 2.0 LOT 4 (NWNW) 36.0  |
|               |                     | SWNW 37.0 SENW 2.3            |
|               |                     | NESW 2.5 NWSW 36.0            |
|               |                     | SWSW 36.0 SESW 2.5            |
|               | S02 LOT 1           | (NENE) 40.0 LOT 2 (NWNE) 40.0 |
|               |                     | SWNE 41.0 SENE 41.0           |
|               | LOT 3               | (NENW) 9.3 SENW 10.0          |
|               |                     | NESE 40.0 NWSE 22.0           |
|               |                     | SWSE 1.8 SESE 31.0            |
|               | T16N R26E S35       | SWNE 39.0 SENE 27.0           |
|               |                     | SWNW 23.0 SENW 28.0           |
|               |                     | NESW 41.0 NWSW 41.0           |
|               |                     | SWSW 17.0 SESW 39.0           |
|               |                     | NESE 41.0 NWSE 41.0           |
|               |                     | SWSE 41.0 SESE 35.0           |
|               | 843.4 Acres Total   |                               |

This right is limited to the irrigation of 226.2 acres within  
the place of use described above in a single irrigation season.  
The rights listed below are limited to the irrigation of a  
combined total of 843.4 acres in a single irrigation season.  
Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111,  
74-2329, 74-7006, 74-7148.

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

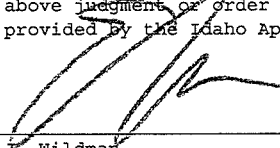
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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.

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

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DEPARTMENT OF  
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIn Re SRBA )  
)  
Case No. 39576 )  
\_\_\_\_\_ )PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 74-07006DISTRICT COURT - SRBA  
Fifth Judicial District  
County of Twin Falls - State of Idaho

APR 18 2013

By \_\_\_\_\_

Clerk

Deputy Clerk

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH  
PO BOX 60  
LEADORE, ID 83464

SOURCE: GROUND WATER

QUANTITY: 3.20 CFS  
480.00 AFYRights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006 and  
74-7148 when combined shall not exceed a total diversion rate of  
16.79 cfs.This right when combined with all other rights shall provide no  
more than 3.5 afa per acre at the field headgate for irrigation  
of the lands herein.Right Nos. 74-2329, 74-7006 and 74-7148 are limited to a total  
combined diversion rate of 5.69 cfs.

PRIORITY DATE: 04/24/1970

POINT OF DIVERSION: T15N R26E S02 SWSESE Within Lemhi County

## PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|----------------|----------------|----------------|------------------------|
|                | Irrigation     | 03-15 TO 11-15 | 3.20 CFS<br>480.00 AFY |

| PLACE OF USE:       | Irrigation  | Within Lemhi County |
|---------------------|-------------|---------------------|
| T15N R26E S01 LOT 3 | (NENW) 2.0  | LOT 4 (NWNW) 36.0   |
|                     | SWNW 37.0   | SENE 2.3            |
|                     | NESW 2.5    | NWSW 36.0           |
|                     | SWSW 36.0   | SESW 2.5            |
| S02 LOT 1           | (NENE) 40.0 | LOT 2 (NWNW) 40.0   |
|                     | SWNE 41.0   | SENE 41.0           |
| LOT 3               | (NENW) 9.3  | SENE 10.0           |
|                     | NESE 40.0   | NWSE 22.0           |
|                     | SWSE 1.8    | SESE 31.0           |
| T16N R26E S35       | SWNE 39.0   | SENE 27.0           |
|                     | SWNW 23.0   | SENE 28.0           |
|                     | NESW 41.0   | NWSW 41.0           |
|                     | SWSW 17.0   | SESW 39.0           |
|                     | NESE 41.0   | NWSE 41.0           |
|                     | SWSE 41.0   | SESE 35.0           |
| 843.4 Acres Total   |             |                     |

This right is limited to the irrigation of 160 acres within the  
place of use described above in a single irrigation season.  
The rights listed below are limited to the irrigation of a  
combined total of 843.4 acres in a single irrigation season.  
Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111,  
74-2329, 74-7006, 74-7148.

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

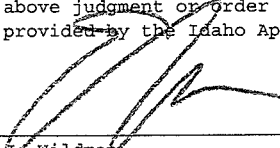
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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 G. Wildman  
Presiding Judge of the  
Snake River Basin Adjudication

RECEIVED

APR 19 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 FALLSIn Re SRBA )  
 )  
Case No. 39576 )  
\_\_\_\_\_ )PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 74-07148

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

APR 18 2013

By \_\_\_\_\_

Clerk

Deputy Clerk

NAME AND ADDRESS: ELLSWORTH ANGUS RANCH  
PO BOX 60  
LEADORE, ID 83464

SOURCE: GROUND WATER

QUANTITY: 4.30 CFS  
645.00 AFYRights 74-42, 74-66, 74-67, 74-110, 74-111, 74-2329, 74-7006 and  
74-7148 when combined shall not exceed a total diversion rate of  
16.79 cfs.This right when combined with all other rights shall provide no  
more than 3.5 afa per acre at the field headgate for irrigation  
of the lands herein.Right Nos. 74-2329, 74-7006 and 74-7148 are limited to a total  
combined diversion rate of 5.69 cfs.

PRIORITY DATE: 12/03/1981

POINT OF DIVERSION: T15N R26E S02 SWSESE Within Lemhi County

## PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY   |
|----------------|----------------|----------------|------------|
|                | Irrigation     | 04-01 TO 11-01 | 4.30 CFS   |
|                |                |                | 645.00 AFY |

The use of water for irrigation under this right may begin as  
early as March 15 and may continue to as late as November 15,  
provided other elements of the right are not exceeded. The use  
of water before April 1 and after November 1 under this remark  
is subordinate to all water rights having no subordinated early  
or late irrigation use and a priority date earlier than the date  
a partial decree is entered for this right.

## PLACE OF USE:

| Irrigation          |             | Within Lemhi County |             |
|---------------------|-------------|---------------------|-------------|
| T15N R26E S01 LOT 3 | (NENW) 2.0  | LOT 4               | (NWNW) 36.0 |
|                     | SWNW 37.0   |                     | SENW 2.3    |
|                     | NESW 2.5    |                     | NWSW 36.0   |
|                     | SWSW 36.0   |                     | SESW 2.5    |
| S02 LOT 1           | (NENE) 40.0 | LOT 2               | (NWNE) 40.0 |
|                     | SWNE 41.0   |                     | SENE 41.0   |
| LOT 3               | (NENW) 9.3  |                     | SENW 10.0   |
|                     | NESE 40.0   |                     | NWSE 22.0   |
|                     | SWSE 1.8    |                     | SESE 31.0   |
| T16N R26E S35       | SWNE 39.0   |                     | SENE 27.0   |
|                     | SWNW 23.0   |                     | SENW 28.0   |
|                     | NESW 41.0   |                     | NWSW 41.0   |
|                     | SWSW 17.0   |                     | SESW 39.0   |
|                     | NESE 41.0   |                     | NWSE 41.0   |
|                     | SWSE 41.0   |                     | SESE 35.0   |
| 843.4 Acres Total   |             |                     |             |

This right is limited to the irrigation of 215 acres within the  
place of use described above in a single irrigation season.  
The rights listed below are limited to the irrigation of a  
combined total of 843.4 acres in a single irrigation season.  
Combined Right Nos.: 74-42, 74-66, 74-67, 74-110, 74-111,

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

PLACE OF USE (continued)

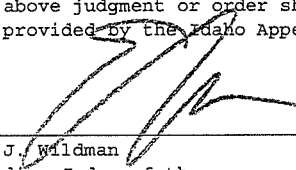
74-2329, 74-7006, 74-7148.

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 PARTIAL DECREE was mailed on April 18, 2013, with sufficient first-class postage to the following:

ELLSWORTH ANGUS RANCH  
PO BOX 60  
LEADORE, ID 83464  
Phone: 208-768-2664

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

*Julie Murphy*