

RECEIVED

DEC 03 2012

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
NOV 30 2012	
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

) Subcase Nos: See Attached List

)

Case No. 39576

) ORDER OF AMENDED PARTIAL

) DECREES

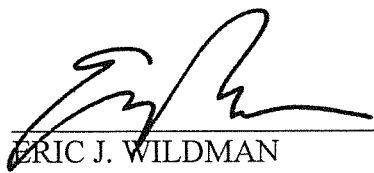
)

Pursuant to this Court's *Order Granting State of Idaho's Motion to Alter or Amend*, issued in subcase no. 00-91013 contemporaneously herewith, the contents of which are incorporated herein by reference, the *Partial Decrees* previously entered for the above-captioned water rights shall be amended to add the following language to the "Other Provisions" section of the respective *Partial Decrees*:

This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gaging station meet or exceed the minimum stream flows established by state action.

Therefore, IT IS ORDERED that the *Partial Decrees* previously issued for the above-captioned water rights are hereby amended as set forth in the attached *Amended Partial Decrees Pursuant to I.R.C.P. 54(b)*. The previously issued *Partial Decrees* for the above-captioned water rights are replaced and superseded thereby.

DATED: Nov 30, 2012.


ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

Subcase Nos:

34-07226C
34-07226D
35-08657B
37-07893A
47-07435A
57-07184A
57-07184B
61-07399

AMENDED

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54 (b) FOR
Water Right 34-07226C

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

NOV 30 2012

By _____ Clerk

Deputy Clerk

QUANTITY: 1.518 CFS
266.00 AFY

POINT OF DIVERSION: T04W R26E S23 SWSWSE Within Butte County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.518 CFS
			266.00 ACRY

PLACE OF USE:	Irrigation	Within Butte County
	T04N R27E S32	NESE 40.0 NWSE 34.0
		SWSE 40.0 SESE 40.0
	154.0 Acres Total	

Use of this right with the rights listed below is limited to the irrigation of a combined total of 154 acres in a single irrigation season. Combined Right Nos.: 34-00313A, 34-00172F, 34-00446C, and 34-00503D.

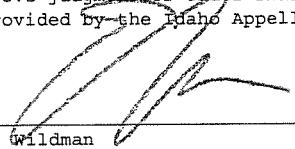
This right is limited to the irrigation of 76 acres within the place of use described above in a single irrigaiton season.

This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02069, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gaging station meet or exceed the minimum stream flows established by state action.

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

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 34-07226D

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

NOV 30 2012

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS: ALLAN BANTA
ROBERTA BANTA
PO BOX 491
ARCO, ID 83213

SOURCE: GROUNDWATER

QUANTITY: 1.482 CFS
259.00 AFY

Use of this right with rights listed below is limited to a
total combined diversion rate of 3.70 cfs. Combined Right Nos:
34-00172G34-00313B, 34-00446D, and 34-00503E.

PRIORITY DATE: 02/24/1980

POINT OF DIVERSION: T04N R26E S23 SWSWE Within Butte County

Water is injected into the Arco Canal at a point above the
measuring gauge used by the watermaster in delivery of water to
the Arco Canal.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.482 CFS 259.00 AFY

PLACE OF USE:	Irrigation	Within Butte County
	T04N R27E S32	SENW 35.0
		NESW 38.0
	150.0 Acres Total	

Use of this right with the rights listed below is limited to
the irrigaiton of a combined total of 150 acres in a single
irrigaiton season. Combined Right Nos: 34-00313B, 34-00172G,
34-00446D, and 34-00503E.

This right is limited to the irrigation of 74 acres within
the place of use described above in a single irrigation season.

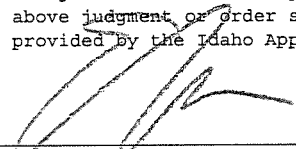
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This water right enjoys the benefit of subordination of
hydropower water right nos. 02-00100, 02-4000A, 02-4001A,
02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056,
02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B,
02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710,
37-20709, 36-02013, 36-02018 and 36-02026 only so long as the
average daily flows as measured at the Murphy Gaging station meet
or exceed the minimum stream flows established by state action.

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.

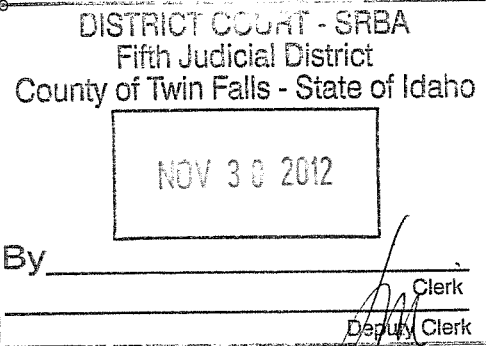


Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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 35-08657B



NAME AND ADDRESS: BRENT GUNDERSON
905 N 3600 E
MENAN, ID 83434

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
8.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 35-04275B IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.16 CFS, A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 36 AF.

PRIORITY DATE: 09/28/1981

POINT OF DIVERSION: T05N R38E S22 LOT 4 (NWNW) Within Madison County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.04 CFS
			8.00 AFY

PLACE OF USE: Irrigation Within Madison County
T05N R38E S22 LOT 4 (NWNW) 9.0
9.0 Acres Total

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 2 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 35-04275B IS LIMITED TO THE
THE IRRIGATION OF A COMBINED TOTAL OF 9 ACRES IN A SINGLE
IRRIGATION SEASON.

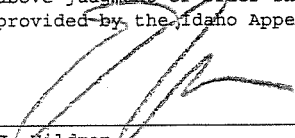
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This water right enjoys the benefit of subordination of
hydropower water right nos. 02-00100, 02-4000A, 02-4001A,
02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056,
02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B,
02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710,
37-20709, 36-02013, 36-02018 and 36-02026 only so long as the
average daily flows as measured at the Murphy Gaging station meet
or exceed the minimum stream flows established by state action.

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

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 37-07893A

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
NOV 30 2012
By _____ Clerk Deputy Clerk

NAME AND ADDRESS: PHILIP F PUCHNER
PO BOX 866
BELLEVUE, ID 83313

SOURCE: GROUND WATER

QUANTITY: 0.23 CFS
70.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands herein.

PRIORITY DATE: 04/02/1981

POINT OF DIVERSION: T01N R18E S28 SWSW Within Blaine County
NESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.23 CFS 70.00 AFY

PLACE OF USE: Irrigation Within Blaine County
T01N R18E S28 NESW 14.0 NWSW 6.0
20.0 Acres Total

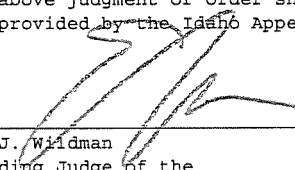
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest. This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gaging station meet or exceed the minimum stream flows established by state action.

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

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

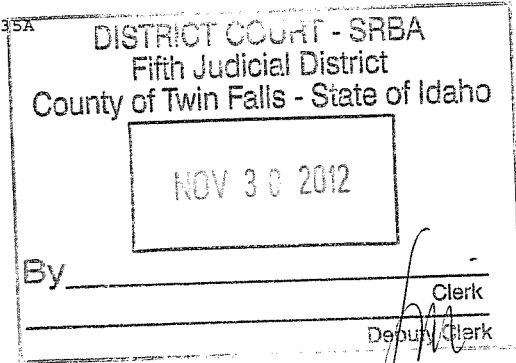
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
)
Case No. 39576)
)

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

Water Right 47-07435A



NAME AND ADDRESS: ELVA RING
ROBERT W RING
4890 N 1000 E
BUHL, ID 83316

SOURCE: GROUND WATER

QUANTITY: 0.175 CFS
27.65 AFY

PRIORITY DATE: 10/20/1977

POINT OF DIVERSION: T08S R14E S30 NWSESE Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Heating	01-01 TO 12-31	0.14 CFS 14.17 AFY
	Domestic	01-01 TO 12-31	0.114 CFS 4.20 AFY
	Recreation	01-01 TO 12-31	0.14 CFS 9.28 AFY

PLACE OF USE:	Heating	Domestic	Recreation
	T08S R14E S30	T08S R14E S30	T08S R14E S30
	NESE	NESE	NESE
	Within Twin Falls County	Within Twin Falls County	Within Twin Falls County
	SESE	SESE	SESE

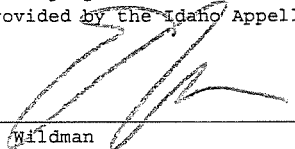
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gaging station meet or exceed the minimum stream flows established by state action.

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

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 57-07184A

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

NOV 30 2012

By

Clerk

Deputy Clerk

NAME AND ADDRESS: MATTIE BLACK
PAUL BLACK
PO BOX 273
GRAND VIEW, ID 83624

SOURCE: GROUNDWATER

QUANTITY: 1.214 CFS

USE OF THIS RIGHT WITH RIGHT NO. 47-07333A IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.23 CFS AND A TOTAL COMBINED
DIVERSION VOLUME OF 382.1 AF.

USE OF THIS RIGHT WITH RIGHT NOS. 57-01221, 57-07331A AND
57-07333A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE
OF 2.85 CFS.

PRIORITY DATE: 03/07/1977

POINT OF DIVERSION: T07S R02E S13 SWNW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.214 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE MARCH 15 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 Owyhee County
	T07S R03E S07	SENE 34.0
		NESE 4.0
		NWSE 20.0
	78.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NOS. 57-01221, 57-07331A AND
57-07333A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL
OF 142.5 ACRES IN A SINGLE IRRIGATION SEASON.

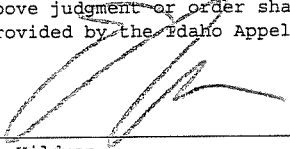
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This water right enjoys the benefit of subordination of
hydropower water right nos. 02-00100, 02-4000A, 02-4001A,
02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056,
02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B,
02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710,
37-20709, 36-02013, 36-02018 and 36-02026 only so long as the
average daily flows as measured at the Murphy Gaging station meet
or exceed the minimum stream flows established by state action.

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

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 57-07184B

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

NOV 30 2012

By

Clerk

Deputy Clerk

NAME AND ADDRESS: UNITED STATES OF AMERICA
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709

SOURCE: GROUNDWATER

QUANTITY: 0.016 CFS

USE OF THIS RIGHT WITH RIGHT NO. 47-07333B IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.23 CFS AND A TOTAL COMBINED
DIVERSION VOLUME OF 56.6 AF.
USE OF THIS RIGHT WITH RIGHT NOS. 57-07331B AND 57-07333B IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.234 CFS.

PRIORITY DATE: 03/07/1977

POINT OF DIVERSION: T07S R02E S13 SWNW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.016 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE MARCH 15 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 Owyhee County
T07S R03E S07 SWNE 1.0
1.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NOS. 57-07331B AND 57-07333B IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 11.7 ACRES IN
A SINGLE IRRIGATION SEASON.

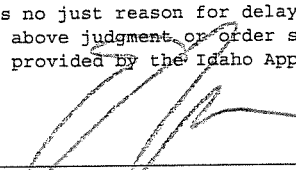
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This water right enjoys the benefit of subordination of
hydropower water right nos. 02-00100, 02-4000A, 02-4001A,
02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056,
02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B,
02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710,
37-20709, 36-02013, 36-02018 and 36-02026 only so long as the
average daily flows as measured at the Murphy Gaging station meet
or exceed the minimum stream flows established by state action.

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

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

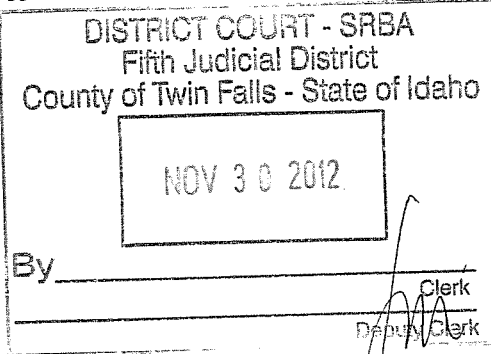
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
)
Case No. 39576)
)

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

Water Right 61-07399



NAME AND ADDRESS: CARL D HICKEY
PO BOX 243
MOUNTAIN HOME, ID 83647

SOURCE: GROUNDWATER

QUANTITY: 2.20 CFS
440.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 61-7203 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.3 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1103 AF.

PRIORITY DATE: 04/05/1980

POINT OF DIVERSION: T03S R04E S02 NENENE Within Elmore County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.20 CFS 440.00 AFY

PLACE OF USE:	Irrigation	Within Elmore County
	T03S R04E S01	NESW 40.0 NWSW 40.0
		SWSW 40.0 SESW 40.0
	S02 LOT 1	(NENE) 43.0 (NWNE) 46.0
		SWNE 40.0 SENE 40.0
	329.0 Acres Total	

THIS RIGHT IS APPURTENANT TO LAND DESIGNATED AS DLE 1-10871.

USE OF THIS RIGHT WITH RIGHT NO. 61-7203 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 279 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 110 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

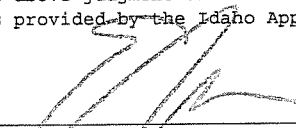
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT IS FOR THE USE OF TRUST WATER AND IS SUBJECT TO REVIEW
20 YEARS AFTER THE ISSUANCE OF THE PERMIT TO DETERMINE
AVAILABILITY OF WATER AND TO RE-EVALUATE THE PUBLIC INTEREST.
This water right enjoys the benefit of subordination of
hydropower water right nos. 02-00100, 02-4000A, 02-4001A,
02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056,
02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B,
02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710,
37-20709, 36-02013, 36-02018 and 36-02026 only so long as the
average daily flows as measured at the Murphy Gaging station meet
or exceed the minimum stream flows established by state action.

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 November 30, 2012, with sufficient first-class postage to the following:

UNITED STATES OF AMERICA

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

CARL D HICKEY
PO BOX 243
MOUNTAIN HOME, ID 83647
Phone: 208-796-2127

MATTIE BLACK
PAUL BLACK
PO BOX 273
GRAND VIEW, ID 83624

ALLAN BANTA
ROBERTA BANTA
PO BOX 491
ARCO, ID 83213

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

PHILIP F PUCHNER
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DAVID BANTA
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BAKER CITY, OR 97814

ELVA RING
ROBERT W RING
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BUHL, ID 83316
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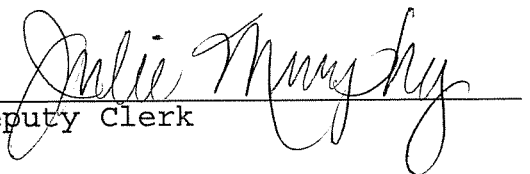
BRENT GUNDERSON
905 N 3600 E
MENAN, ID 83434

ORDER

Page 1 11/30/12

FILE COPY FOR 00207

Deputy Clerk

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is fluid and stylized, with the first and last names being clearly legible.