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DEPARTMENT OF
WATER RESOURCES

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

JUL 31 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

Case No. 39576

ORDER OF PARTIAL DECREES

Subcases: 22-02222, 22-02287,
22-11185 and 22-13475
(Walters)

On June 22, 2012, a *Special Master's Report and Recommendation* was filed for the above-captioned water rights. 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 wholly adopts them as its own.

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

DATED July 31, 2012.



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

In Re SRBA	)	PARTIAL DECREE PURSUANT TO
	)	I.R.C.P. 54(b) FOR
Case No. 39576	)	
	)	Water Right 22-02222

SOURCE: GROUND WATER

QUANTITY: 1.47 CFS
617.40 AFY

22

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

JUL 31 2012

By _____ Clerk
Deputy Clerk

PRIORITY DATE: 04/23/1962

POINT OF DIVERSION: T07N R41E S36 SESE Within Fremont County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.47 CFS
			617.40 AFY

PLACE OF USE:	Irrigation		Within Fremont & Madison County
	T06N R41E S01 LOT 1	(NENE) 35.0	LOT 2 (NWNE) 24.0
	R42E S06 LOT 4	(NWNW) 34.0	
	T07N R41E S36	NENE 39.0	NWNE 39.0
		SWNE 39.0	SENE 39.0
		NENW 39.0	NWNW 39.0
		SWNW 39.0	SENW 39.0
		NESW 34.0	NWSW 30.0
		SESW 9.3	NESE 39.0
		NWSE 39.0	SWSE 38.0
		SESE 37.0	
	R42E S31 LOT 3	(NWSW) 39.0	LOT 4 (SWSW) 38.0
	708.3 Acres Total		

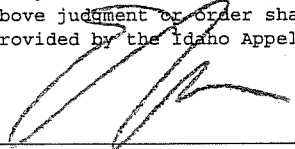
The rights listed below are limited to the irrigation of a combined total of 708.3 acres in a single irrigation season. Combined Right Nos.: 22-2222, 22-2287, 22-11185, 22-13475. This right is limited to the irrigation of 229.0 acres within the place of use described above in a single irrigation season.

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

THIS 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.



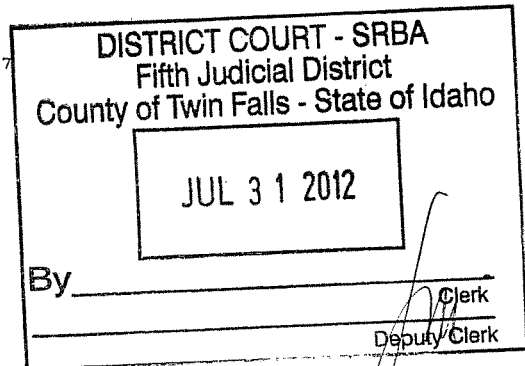
Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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

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

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

Water Right 22-02287



NAME AND ADDRESS: MONA WALTERS
PATRICE WALTERS
SHAWN J WALTERS
W JEFFREY WALTERS
PO BOX 156
NEWDALE, ID 83436

SOURCE: GROUND WATER

QUANTITY: 2.07 CFS
869.40 AFY

Right Nos. 22-2222, 22-2287, 22-11185, and 22-13475 are limited
to a total combined diversion rate of 3.54 cfs and to a total
combined annual diversion volume of 1502.6 AF.

PRIORITY DATE: 02/17/1967

POINT OF DIVERSION: T07N R41E S36 SESE Within Fremont County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	2.07 CFS 869.40 AFY

PLACE OF USE:	Irrigation	Within Fremont & Madison County
	T06N R41E S01 LOT 1 (NENE) 35.0	LOT 2 (NWNE) 24.0
	R42E S06 LOT 4 (NWNW) 34.0	
	T07N R41E S36	
	NENE 39.0	NWNE 39.0
	SWNE 39.0	SENE 39.0
	NENW 39.0	NWNW 39.0
	SWNW 39.0	SENE 39.0
	NESW 34.0	NWSW 30.0
	SESW 9.3	NESE 39.0
	NWSE 39.0	SWSE 38.0
	SESE 37.0	
	R42E S31 LOT 3 (NWSW) 39.0	LOT 4 (SWSW) 38.0
	708.3 Acres Total	

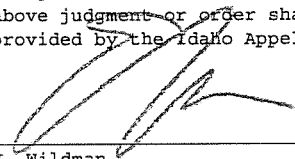
This right is limited to the irrigation of 345 acres within
the place of use described above in a single irrigation season.
The rights listed below are limited to the irrigation of a
combined total of 708.3 acres in a single irrigation season.
Combined Right Nos.: 22-2222, 22-2287, 22-11185, 22-13475 and
22-13570.

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

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)
_____)

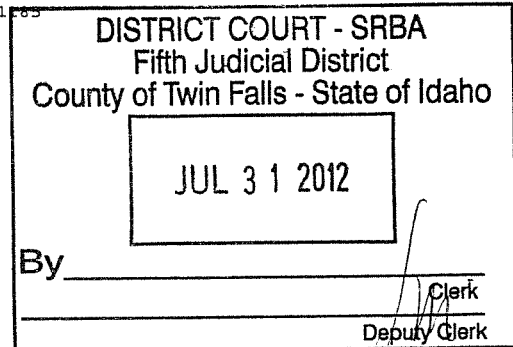
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 22-11185

NAME AND ADDRESS: MONA WALTERS
PATRICE WALTERS
SHAWN J WALTERS
W JEFFREY WALTERS
PO BOX 156
NEWDAL, ID 83436

SOURCE: GROUND WATER

QUANTITY: 0.68 CFS
289.00 AFY



Right Nos. 22-2222, 22-2287, 22-11185, and 22-13475 are limited
to a total combined diversion rate of 3.54 cfs and to a total
combined annual diversion volume of 1502.6 AF.

PRIORITY DATE: 07/16/1969

This water right is subordinate to all water rights with a
priority date earlier than April 12, 1994, that are not decreed
as enlargements pursuant to Section 42-1426, Idaho Code. As
between water rights decreed as enlargements pursuant to Section
42-1426, Idaho Code, the earlier priority right is the superior
right.

POINT OF DIVERSION: T07N R41E S36 SESE Within Fremont County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.68 CFS 289.00 AFY

PLACE OF USE:	Irrigation	Within Fremont & Madison County
	T06N R41E S01 LOT 1 (NENE) 35.0	LOT 2 (NWNW) 24.0
	R42E S06 LOT 4 (NWNW) 34.0	
	T07N R41E S36	
	NENE 39.0	NWNE 39.0
	SWNE 39.0	SENE 39.0
	NENW 39.0	NWNW 39.0
	SWNW 39.0	SENE 39.0
	NESW 34.0	NWSW 30.0
	SESW 9.3	NESE 39.0
	NWSE 39.0	SWSE 38.0
	SESE 37.0	
	R42E S31 LOT 3 (NWSW) 39.0	LOT 4 (SWSW) 38.0
	708.3 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 708.3 acres in a single irrigation season.
Combined Right Nos.: 22-2222, 22-2287, 22-11185, 22-13475 and
22-13570.

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

This right is based upon an enlargement of Right No. 22-2222 and
22-2287 pursuant to Section 42-1426, Idaho Code.

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

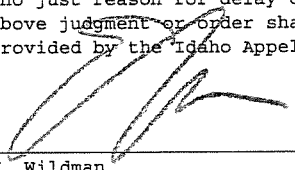
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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

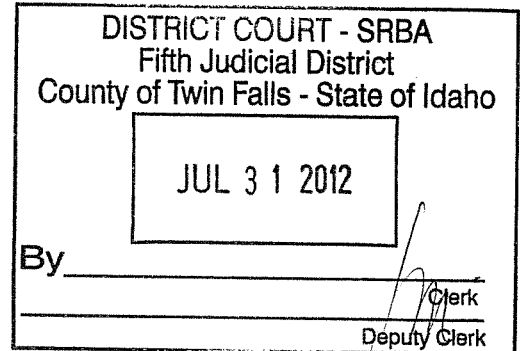
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 22-13475

NAME AND ADDRESS: MONA WALTERS
PATRICE WALTERS
SHAWN J WALTERS
W JEFFREY WALTERS
PO BOX 156
NEWDALE, ID 83436

SOURCE: GROUND WATER

QUANTITY: 0.15 CFS
63.70 AFY



Right Nos. 22-2222, 22-2287, 22-11185, and 22-13475 are limited to a total combined diversion rate of 3.54 cfs and to a total combined annual diversion volume of 1502.6 AF.

PRIORITY DATE: 04/01/1975

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION: T07N R41E S36 SESE Within Fremont County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.15 CFS 63.70 AFY

PLACE OF USE:	Irrigation	Within Fremont & Madison County
T06N R41E S01 LOT 1	(NENE) 35.0	LOT 2 (NWNE) 24.0
R42E S06 LOT 4	(NWNW) 34.0	
T07N R41E S36	NENE 39.0	NWNE 39.0
	SWNE 39.0	SENE 39.0
	NENW 39.0	NWNW 39.0
	SWNW 39.0	SENE 39.0
	NESW 34.0	NWSW 30.0
	SESW 9.3	NESE 39.0
	NWSE 39.0	SWSE 38.0
	SESE 37.0	
R42E S31 LOT 3	(NWSW) 39.0	LOT 4 (SWSW) 38.0
708.3 Acres Total		

The rights listed below are limited to the irrigation of a combined total of 708.3 acres in a single irrigation season. Combined Right Nos.: 22-2222, 22-2287, 22-11185, 22-13475 and 22-13570.

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

This right is based upon an enlargement of Right No. 22-2222 and 22-2287 pursuant to Section 42-1426, Idaho Code.

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

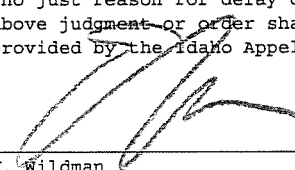
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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 DECREES was mailed on July 31, 2012, with sufficient first-class postage to the following:

MILNER IRRIGATION DISTRICT

Represented by:
BARKER ROSHOLT & SIMPSON LLP
195 RIVER VISTA PL STE 204
TWIN FALLS, ID 83301-3029
Phone: 208-733-0700

AMERICAN FALLS RESERVOIR

Represented by:
C THOMAS ARKOOSH
CAPITOL LAW GROUP PLLC
301 MAIN ST
PO BOX 32
GOODING, ID 83330-0032
Phone: 208-934-8872

**CANYON CREEK CANAL CO
FREMONT MADISON IRRIGATION**

MONA WALTERS
PATRICE WALTERS
SHAWN J WALTERS
W JEFFREY WALTERS
Represented by:
JERRY R RIGBY
25 N 2ND E
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

IGWA INC

Represented by:
RANDALL C BUDGE
201 E CENTER ST STE A2
PO BOX 1391
POCATELLO, ID 83204-1391
Phone: 208-232-6101

**A & B IRRIGATION DISTRICT
BURLEY IRRIGATION DISTRICT**

Represented by:
ROGER D LING
PO BOX 623
RUPERT, ID 83350-0623
Phone: 208-434-2717

**NORTH SIDE CANAL CO LTD
TWIN FALLS CANAL COMPANY**

Represented by:
TRAVIS L THOMPSON
195 RIVER VISTA PL STE 204
TWIN FALLS, ID 83301-3029
Phone: 208-733-0700

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

MINIDOKA IRRIGATION DISTRICT

Represented by:
W KENT FLETCHER
1200 OVERLAND AVE
PO BOX 248
BURLEY, ID 83318-0248
Phone: 208-678-3250

~~PATRICE WALTERS
SHAWN J WALTERS
W JEFFREY WALTERS
PO BOX 156
NEWDALE, ID 83436~~

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

