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JAN 17 2012

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN 12 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

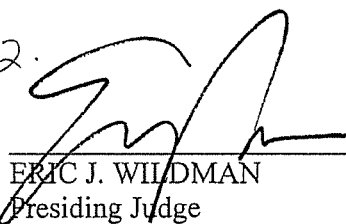
In Re SRBA) Subcase Nos: See Attached List
Case No. 39576)
ORDER OF AMENDED PARTIAL
DECREES)
_____)

Pursuant to this Court's *Order Granting State of Idaho's Second Amended Motion to Include Subordination Language on Water Rights Affected by the Swan Falls Settlement*, 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 The previously issued *Partial Decrees* for the above-captioned water rights are replaced and superseded thereby.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: January 12, 2012.


ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

Appendix B Water Rights Claimed in the SRBA
WR Number
2-7235A
2-7235B
2-7235C
2-7315A
2-7315C
2-7315D
25-7325
31-7238
31-7239
31-7242
31-7166B
31-7166C
31-7166D
31-7166E
31-7557A
31-7557B
32-7264
34-7250
35-7884
35-7954E
35-7954F
36-8124
36-8140
36-8231
36-8232
36-8047B
37-7812
37-7944
37-8079
37-8091
37-8137
37-8165
45-7455
47-7439
47-7730
47-16781
47-7435B
51-7279
57-7266
61-7516
61-7387A

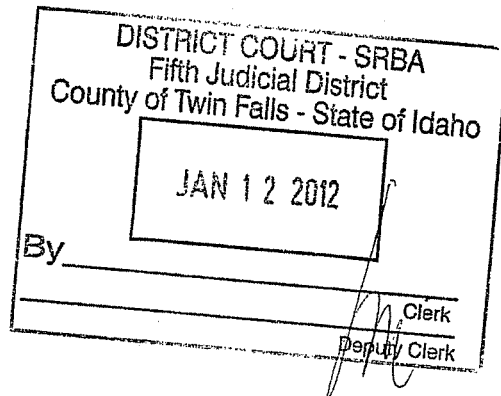
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

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

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

Water Right 02-07235A



NAME AND ADDRESS: BILLY E ANDREWS
JUDY L ANDREWS
PO BOX 756
GLENN'S FERRY, ID 83623

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.14 CFS
34.50 AFY

PRIORITY DATE: 11/02/1976

POINT OF DIVERSION: T05S R10E S32 LOT 1 (SWNE) Within Elmore County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 03-15 TO 11-15 0.14 CFS
34.50 AFY

PLACE OF USE: Irrigation Within Elmore County
T05S R10E S32 LOT 1 (NENE) 6.9
6.9 Acres Total

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

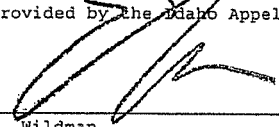
Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.

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 January 12, 2012, with sufficient first-class postage to the following:

DANIEL E AND RUTH B WICHER
FAMILY TRUST
PO BOX 278
GLENN'S FERRY, ID 83623
Phone: 208-366-2038

JAMES GLENN FAMILY LIMITED
PARTNERSHIP
PO BOX 838
GLENN'S FERRY, ID 83623
Phone: 208-850-5896

WEST END CEMETERY MAINTENANCE
DIST
1574 E 4150 N
BUHL, ID 83316
Phone: 208-543-4251

MC CORD FAMILY PARTNERSHIP
Represented by:
JASON MICIAK
139 RIVER VISTA PLACE STE 102
PO BOX 2632
TWIN FALLS, ID 83303-2632
Phone: 208-734-5444

DANIEL BEHREND
FIRST SECURITY BANK NA
GARY GEHRING
Represented by:
JEFFREY C FEREDAY
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

MOLLIE B DALTON
Represented by:
JEFFREY E ROLIG
PO BOX 5455
TWIN FALLS, ID 83303-5455
Phone: 208-733-5500

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

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

NORTHWEST FARM CREDIT SERVICES
ATTN DAVE STOUT, LOAN OFFICER
1363 FILLMORE
PO BOX 5059
TWIN FALLS, ID 83303-5059
Phone: 208-732-1000

L 2 LTD PARTNERSHIP
C/O LAVAR NEWMAN
2941 N 800 E
MONTEVIEW, ID 83435

BONNIE F & LORIN B LUTSCHG
P.O. BOX 86
ARCO, ID 83213
Phone: 208-527-3248

LINDEN E BECK
LOWELL K BECK
PO BOX 1016
SUN VALLEY, ID 83353
Phone: 208-726-3470

DONALD J LEONARD
KATHY MALLANE
PO BOX 1092
KETCHUM, ID 83340
Phone: 208-788-3877

(Certificate of mailing continued)

PATRICIA A WEAVER
PO BOX 1413
HAILEY, ID 83333
Phone: 208-788-4929

CAROLYN C LEE
LARRY O LEE
PO BOX 2480
HAMER, ID 83425
Phone: 208-663-4321

M L INVESTMENT COMPANY
PO BOX 27
BOISE, ID 83707
Phone: 208-336-2110

ROSE M & GORDON G KING
PO BOX 36
MURPHY, ID 83650

CAROL SPERRY
PO BOX 5022
TWIN FALLS, ID 83303
Phone: 208-734-5662

WILLIAM C EXON
WYNARDA M EXON
PO BOX 537
HAGERMAN, ID 83332

CITY OF RIRIE
PO BOX 68
RIRIE, ID 83443-0068
Phone: 208-538-5548

BILLY E ANDREWS
JUDY L ANDREWS
PO BOX 756
GLENN'S FERRY, ID 83623
Phone: 208-366-2713

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

CARL F HAMILTON
MARJORIE L HAMILTON
RFD 1 BOX 819
MOUNTAIN HOME, ID 83647
Phone: 208-587-4052

RETHA & LARREY ANDERSON
RT 1
EDEN, ID 83325
Phone: 208-733-7566

LARRY R & BERTA DAWN NESBIT
RT 4 BOX 268
RUPERT, ID 83350
Phone: 208-436-3669

BRUCE B TURNER
WATER CANYON #13
DECLO, ID 83323
Phone: 208-654-2590

JANET WOOD
LYNN & JANET WOOD
LYNN WOOD
1014 E 1500 N
TERRETON, ID 83450
Phone: 208-663-4448

LYNN AND JANET WOOD
1014 E 1500N
TERRETON, ID 83450
Phone: 208-663-4448

RICHARD SPRINGS III
121 PUNKIN CENTER RD
GANNETT, ID 83313
Phone: 208-788-0174

RALPH HILLMAN
1223 HOMER AVE
IDAHO FALLS, ID 83401
Phone: 208-529-0723

ORDER

(Certificate of mailing continued)

DORIS A CHRISTISON
LARRY L CHRISTISON
1224A E 4325 N
BUHL, ID 83316
Phone: 208-543-4974

J R SIMPLOT COMPANY
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707

DEAN R ROGERS INC
28 HILLSIDE RANCH RD
BELLEVUE, ID 83313
Phone: 208-788-3644

LAVERDA M & MERVIN R ALLEN
294 EAST 735 LANE NORTH
RUPERT, ID 83350
Phone: 208-532-4201

JUNE I WORTHINGTON
KENNETH D WORTHINGTON
41 KILPATRICK BRIDGE RD
BELLEVUE, ID 83313
Phone: 208-788-2833

CRAIG A BENNETT
MARILYN A BENNETT
4806 SALMON CR DR
BUHL, ID 83316-5151
Phone: 208-543-8349

DYLE ROBERTSON
6612 W 6000 N
REXBURG, ID 83440
Phone: 208-356-6206

MAGIC MFG INC
716 B E 4900 N
BUHL, ID 83316

IRENE VANDER VEGT
76 E 400 S
JEROME, ID 83338
Phone: 208-324-4252

MARK L DARRINGTON
887 E 500 S
DECLO, ID 83323
Phone: 208-654-2908

ORDER

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