

RECEIVED
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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN - 1 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	)	ORDER OF PARTIAL DECREES
	)	
Case No. 39576	)	Subcases: 73-12049, 73-12055,
	)	73-12058 & 73-12090
	)	(Kraatz)
	)	
	)	
	)	

On April 6, 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 June 1, 2012.

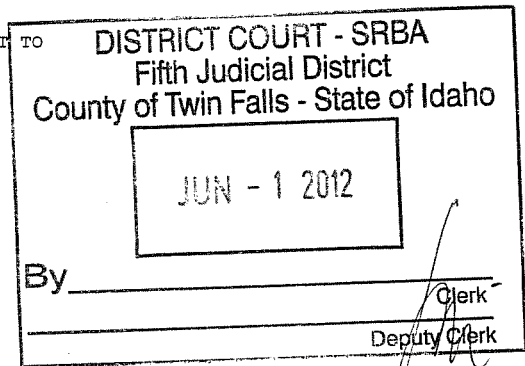


ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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 73-12049



NAME AND ADDRESS: RICHARD KRAATZ
PO BOX 4420
KETCHUM, ID 83340

SOURCE: BIG CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.18 CFS

PRIORITY DATE: 10/19/1903

POINT OF DIVERSION: T13N R24E S18 SESESW Within Custer County
SWSESE Within Lemhi County
SESESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.18 CFS

PLACE OF USE: Irrigation Within Custer & Lemhi County

Section	Acres	Section	Acres
T13N R23E S13	SESE 3.0		
R24E S18	NESW 15.0	LOT 3 (NWSW)	19.0
	LOT 4 (SWSW)	SESSE	27.0
	SWSE		10.0
90.0 Acres Total			

The rights listed below are limited to the irrigation of a combined total of 90 acres in a single irrigation season. Combined Right Nos.: 73-12049, 73-12055, 73-12058, 73-12090. The rights listed below are limited to the irrigation of a combined total of 100.5 acres in a single irrigation season. Combined Right Nos.: 73-12049, 73-12052, 73-12055, 73-12058, 73-12090.

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 Re SRBA

Case No. 39576

Water Right 73-12055

NAME AND ADDRESS: RICHARD KRAATZ
PO BOX 4420
KETCHUM, ID 83340

SOURCE: BIG CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 1.10 CFS

PRIORITY DATE: 06/01/1895

POINT OF DIVERSION: T13N R24E S18 SESESW Within C

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Apr-09-2012

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 73-12058

NAME AND ADDRESS: RICHARD KRAATZ
PO BOX 4420
KETCHUM, ID 83340

SOURCE: BIG CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.23 CFS

PRIORITY DATE: 12/07/1905

POINT OF DIVERSION: T13N R24E S18 SESESW Within Custer County
SESESE Within Lemhi County
SWSESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.23 CFS

PLACE OF USE:	Irrigation	Within Custer & Lemhi County
	T13N R24E S13 SESE 3.0	
	S18 NESW 15.0 LOT 3 (NWSW)19.0	
	LOT 4 (SWSW)16.0 SESW 27.0	
	SWSE 10.0	
	90.0 Acres Total	

The rights listed below are limited to the irrigation of a combined total of 90 acres in a single irrigation season. Combined Right Nos.: 73-12049, 73-12055, 73-12058, 73-12090. The rights listed below are limited to the irrigation of a combined total of 100.5 acres in a single irrigation season. Combined Right Nos.: 73-12049, 73-12052, 73-12055, 73-12058, 73-12090.

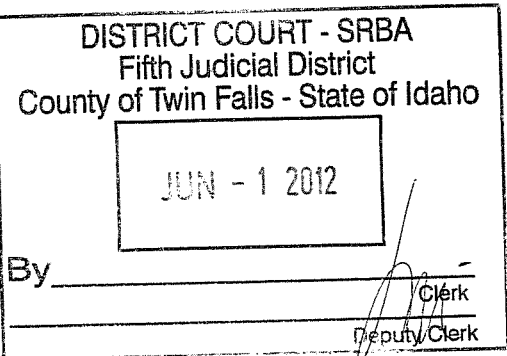
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
)
) Water Right 73-12090

NAME AND ADDRESS: RICHARD KRAATZ
PO BOX 4420
KETCHUM, ID 83340

SOURCE: BIG CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 2.09 CFS

PRIORITY DATE: 06/04/1921

POINT OF DIVERSION: T13N R24E S18 SESESW Within Custer County
SWSESE Within Lemhi County
SESESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	2.09 CFS

PLACE OF USE:	Irrigation	Within Custer & Lemhi County
	T13N R23E S13 SESE 3.0	
	R24E S18 NESW 15.0	LOT 3 (NWSW)19.0
	LOT 4 (SWSW)16.0	SESW 27.0
	SWSE 10.0	
	90.0 Acres Total	

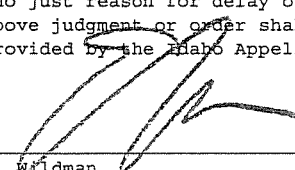
The rights listed below are limited to the irrigation of a combined total of 90.0 acres in a single irrigation season. Combined Right Nos.: 73-12049, 73-12055, 73-12058, 73-12090. The rights listed below are limited to the irrigation of a combined total of 100.5 acres in a single irrigation season. Combined Right Nos.: 73-12049, 73-12052, 73-12055, 73-12058, 73-12090.

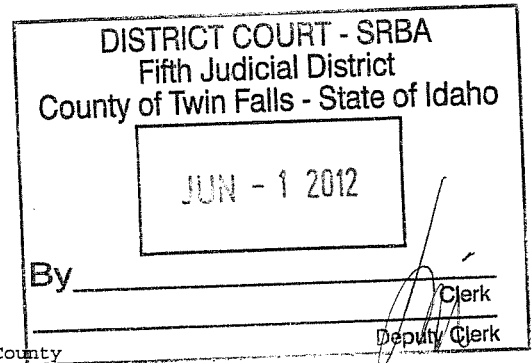
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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).

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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 June 01, 2012, with sufficient first-class postage to the following:

ROBERT P DREYER
Represented by:
JAMES P. SPECK
SPECK & AANESTAD
120 EAST AVENUE
PO BOX 987
KETCHUM, ID 83340
Phone: 203-726-4421

RICHARD KRAATZ
PO BOX 4420
KETCHUM, ID 83340

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

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".