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DEPARTMENT OF  
WATER RESOURCES

|                                                                                           |
|-------------------------------------------------------------------------------------------|
| DISTRICT COURT - SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |
| APR - 3 2012                                                                              |
| By _____                                                                                  |
| _____<br>Clerk-<br>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 DECREE               |
|                | ) |                                       |
| Case No. 39576 | ) | Subcase No. 27-12003                  |
|                | ) | (Preston R. Allen & Sons Partnership) |
| _____          | ) |                                       |

On February 13, 2012, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. 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 Recommendation* and wholly adopts them as its own.

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

DATED April 3, 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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 27-12003

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

APR - 3 2012

By \_\_\_\_\_

Clerk  
Deputy Clerk

NAME AND ADDRESS: PRESTON R ALLEN & SONS  
PARTNERSHIP  
1744 CEDAR VIEW RD  
SODA SPRINGS, ID 83276

SOURCE: SLUG CREEK TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 6.46 CFS

Right Nos. 27-12003 and 27-12005 are limited to a total combined  
annual diversion volume of 9.17 AF for stockwater.

PRIORITY DATE: 10/11/1886

POINT OF DIVERSION: T08S R43E S13 NWSW Within Caribou County  
S14 NWSENE  
S24 NESENW  
SWNE

PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------|----------------|----------------|----------|
|                | Irrigation     | 04-15 TO 10-31 | 6.46 CFS |
|                | Stockwater     | 01-01 TO 12-31 | 0.24 CFS |
|                |                |                | 9.17 AFY |

PLACE OF USE: Irrigation Within Caribou County

|                   |           |           |
|-------------------|-----------|-----------|
| T08S R43E S11     | SWSE 2.2  | SESE 37.0 |
| S13               | NWNW 3.0  | SWNW 26.0 |
|                   | NWSW 32.0 | SWSW 32.0 |
| S14               | NENE 40.0 | NWNE 3.9  |
|                   | SWNE 8.2  | SENE 32.0 |
|                   | NESW 0.8  | NESE 39.0 |
|                   | NWSE 38.0 | SWSE 3.8  |
|                   | SESE 25.0 |           |
| 322.9 Acres Total |           |           |

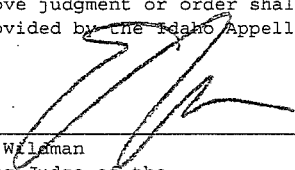
Stockwater Within Caribou County  
Same as Irrigation

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. Williams  
Presiding Judge of the  
Snake River Basin Adjudication

2012 APR 03 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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 )  
\_\_\_\_\_ )

CERTIFICATE OF MAILING

Water Right(s): 27-12003

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 27-12003 was mailed  
on April 03, 2012, with sufficient first-class postage prepaid  
to the following:

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

~~PRESTON R ALLEN & SONS  
PARTNERSHIP  
2601 E 300 S  
DECLO, ID 83323  
Phone: 208-300-0120~~

PRESTON R ALLEN & SONS  
Represented by:  
JERRY R. RIGBY  
25 N 2ND E  
PO BOX 250  
REXBURG, ID 83440-0250  
Phone: 208-356-3633

JULIE MURPHY  
Chief Deputy Clerk

CERTIFICATE OF MAILING

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04/03/12