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SEP 30 2011  
DEPARTMENT OF  
WATER RESOURCES

|                                                                                           |              |
|-------------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT - SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| SEP 29 2011                                                                               |              |
| 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

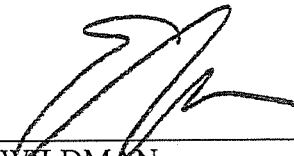
) ORDER SETTING ASIDE PARTIAL  
) DECREES  
)  
) ORDER OF AMENDED PARTIAL  
) DECREES  
)  
) Water Right Claims: 37-22211, 37-22212  
) (State of Idaho)  
)

*Partial Decrees* were issued for the above-captioned water rights on May 20, 2009. On March 2, 2011, the Clerk of the Court received correspondence from the Idaho Department of Water Resources ("Department"), notifying the Court of certain errors in the place of use element of water right 27-22211 and in the place of use and point of diversion elements of water right 37-22212. The correspondence also contained revised recommendations addressing the errors. The Court noted that the revised recommendations recommended the rights be decreed in favor of claimants other than those in favor of whom the original *Partial Decrees* were entered. To address the change in ownership, as well as the errors, the Court required the Department to submit *Notices of Completed Administrative Proceeding* for each water right via an *Order* dated July 14, 2011. On August 4, 2011, the Department filed a *Notice of Completed Administrative Proceeding* for each of the above-captioned water rights, which *Notices* proceeded on standard Docket Sheet Notice. No objections were filed and the time for filing objections has now expired.

Therefore, IT IS ORDERED that the *Partial Decrees* entered for the above-captioned water rights **are hereby set aside**.

IT IS FURTHER ORDERED that the above-captioned water rights be **decreed** with the elements set forth in the attached *Amended Partial Decrees Pursuant to I.R.C.P. 54(b)*.

Dated September 29, 2011

  
\_\_\_\_\_  
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

**AMENDED**

In Re SRBA )  
 )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 37-22211

|                                                                                                                                                       |
|-------------------------------------------------------------------------------------------------------------------------------------------------------|
| DISTRICT COURT - SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho<br><br>SEP 29 2011<br><br>By _____<br>Clerk<br>Deputy Clerk |
|-------------------------------------------------------------------------------------------------------------------------------------------------------|

NAME AND ADDRESS: JAYNE D MURREL REVOCABLE TRUST  
MICHAEL FLINN  
C/O THE MURREL COMPANY  
2439 W COAST HWY STE 200  
NEWPORT BEACH, CA 92663

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.15 CFS

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION: T02N R18E S35 NWNESE Within Blaine County

|                |                |                |          |
|----------------|----------------|----------------|----------|
| PURPOSE AND    |                |                |          |
| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|                | Irrigation     | 04-15 TO 10-31 | 0.15 CFS |

|               |                 |                      |
|---------------|-----------------|----------------------|
| PLACE OF USE: | Irrigation      | Within Blaine County |
|               | T02N R18E S35   | NESE 6.0             |
|               | S36             | NWSW 0.1             |
|               | 6.1 Acres Total |                      |

Right Nos. 37-22211 and 37-22243 are limited to the irrigation of  
a combined total of 6.1 acres 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 Wildman  
Presiding Judge of the  
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER SETTING  
ASIDE PARTIAL DECREES AND ORDER OF AMENDED PARTIAL DECREES  
was mailed on September 29, 2011, with sufficient first-class  
postage to the following:

JAYNE D MURREL REVOCABLE TRUST  
MICHAEL FLINN  
C/O THE MURREL COMPANY  
2439 W COAST HWY STE 200  
NEWPORT BEACH, CA 92663

BRADLEY S WIRTH  
MARY C WIRTH  
PO BOX 718  
KETCHUM, ID 83340

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

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 name "Julie" and last name "Murphy" clearly distinguishable.