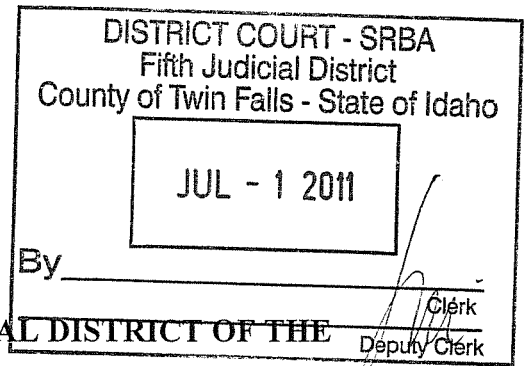




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) ORDER SETTING ASIDE PARTIAL
) DECREES

) ORDER OF AMENDED PARTIAL
) DECREES

) Water Rights: 22-10343 and 22-13600

RECEIVED

JUL 05 2011

DEPARTMENT OF
WATER RESOURCES

Partial Decrees for the above-captioned water rights were issued on November 24, 2008. A *Motion to Set Aside Partial Decree and Allow the Filing of a Late Objection* was filed on November 22, 2010. The matter was referred to the Special Master on November 22, 2010. On May 26, 2011, an *Amended Special Master's Report and Recommendation On Motion to Set Aside Partial Decree* was filed for the above-mentioned claims, recommending that the *Partial Decrees* previously issued for those claims be set aside and that the water rights be decreed with the elements set forth in the attached *Special Master's Recommendation for Amended Partial Decrees*. 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 *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 July 1, 2011

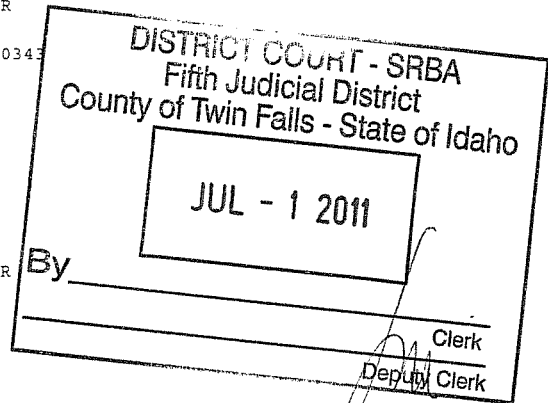


ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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)
)
Water Right 22-10343



NAME AND ADDRESS: TETON RAINBOW RANCHES INC
C/O JERRY KUNZ
6677 S 4500 W
VICTOR, ID 83455

SOURCE: PATTERSON CREEK TRIBUTARY: TETON RIVER

QUANTITY: 6.40 CFS

PRIORITY DATE: 06/01/1896

POINT OF DIVERSION: T04N R44E S36 SWSE Within Teton County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	6.40 CFS

PLACE OF USE:	Irrigation	Within Teton County
	T04N R45E S31	SENW 37.0 NESE 40.0 SWSE 40.0 S32 261.0 Acres Total
		NESW 39.0 NWSE 34.0 SESE 40.0 SWSW 17.0

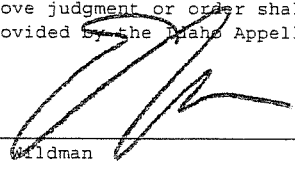
The rights listed below are limited to the irrigation of a combined total of 261 acres in a single irrigation season. Combined Right Nos.: 22-10343, 22-13600 and 22-13980.

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

AMENDED

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

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

Water Right 22-13600

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

JUL - 1 2011

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS: TETON RAINBOW RANCHES INC
C/O JERRY KUNZ
6677 S 4500 W
VICTOR, ID 83455

SOURCE: PATTERSON CREEK TRIBUTARY: TETON RIVER

QUANTITY: 3.20 CFS

PRIORITY DATE: 06/01/1891

POINT OF DIVERSION: T04N R44E S36 SWSE Within Teton County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	3.20 CFS

PLACE OF USE:	Irrigation	Within Teton County
T04N R45E S31	SENE 37.0	NESW 39.0
	NESE 40.0	NWSE 34.0
	SWSE 40.0	SESE 40.0
S32	NWSW 14.0	SWSW 17.0
261.0 Acres Total		

The rights listed below are limited to the irrigation of a
combined total of 261 acres in a single irrigation season.
Combined Right Nos.: 22-10343, 22-13600 and 22-13980.

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

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 July 01, 2011, with sufficient first-class postage
to the following:

TETON RAINBOW RANCHES INC

Represented by:

BUDGE, THOMAS J

201 E CENTER ST

PO BOX 1391

POCATELLO, ID 83204-1391

Phone: 208-232-6101

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".