

RECEIVED
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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JUN - 2 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 OF PARTIAL DECREES

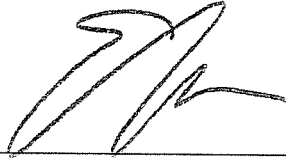
Subcases: 47-00027, 47-02130
47-17172, 47-17525 & 47-17526
(Guerry Inc.)

On April 11, 2011, 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 2, 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

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

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

Water Right 47-00027

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JUN - 2 2011
By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: GUERRY INC
PO BOX 687
CASTLEFORD, ID 83321

SOURCE: LITTLE HOUSE CREEK TRIBUTARY: HOUSE CREEK

QUANTITY: 1.80 CFS

Use of this right with Right No. 47-17172 is limited to a total
combined diversion rate of 1.8 cfs.

PRIORITY DATE: 05/01/1904

POINT OF DIVERSION: T15S R12E S14 NENWNE Within Twin Falls County
NENESW
NESESW
SWSWSE
SESENW
S23

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	1.80 CFS

PLACE OF USE:

Place of Use	Acres	Within Twin Falls County
T15S R12E S11	NESW 2.5	NWSE 28.0
	SWSE 2.1	SESE 7.9
S14	NWNE 13.0	SWNE 23.0
	NENW 2.2	SENW 10.0
	NESW 14.0	SESW 17.0
	NWSE 13.0	SWSE 3.3
136.0 Acres Total		

USE OF THIS RIGHT WITH RIGHT NO. 47-17172 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 136 ACRES IN A SINGLE
IRRIGATION SEASON.

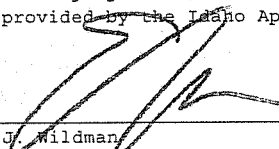
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 90 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

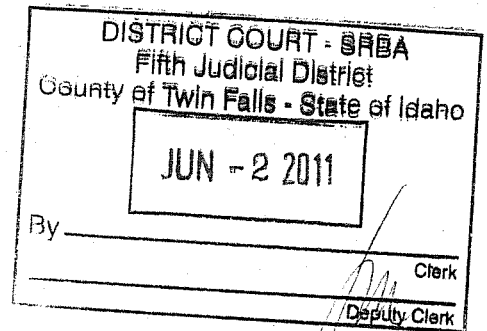
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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 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
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 47-02130



NAME AND ADDRESS: GUERRY INC
PO BOX 687
CASTLEFORD, ID 83321

SOURCE: LITTLE HOUSE CREEK TRIBUTARY: HOUSE CREEK
SPRING TRIBUTARY: LITTLE HOUSE CREEK

QUANTITY: 0.20 CFS

PRIORITY DATE: 04/29/1919

POINT OF DIVERSION: T15S R12E S23 NESENW Within Twin Falls County
NESENW
NESESW (Injection)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.20 CFS

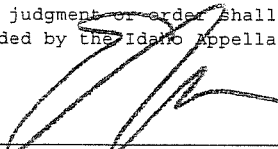
PLACE OF USE: Irrigation Within Twin Falls County
T15S R12E S23 NENW 6.8 SENW 3.2
10.0 Acres Total

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).

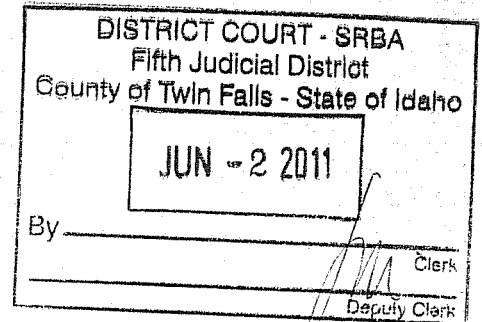
RULE 54(b) CERTIFICATE

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 47-17172



NAME AND ADDRESS: GUERRY INC
PO BOX 687
CASTLEFORD, ID 83321

SOURCE: LITTLE HOUSE CREEK TRIBUTARY: HOUSE CREEK

QUANTITY: 0.60 CFS

Use of this right with Right Nos. 47-027, 47-17525, 47-17526 and
47-2130 is limited to a total combined diversion rate of
2.84 cfs.

PRIORITY DATE: 01/04/1914

POINT OF DIVERSION: T15S R12E S14 NENWNE Within Twin Falls County
NENESW
NESESW
SWSWSE
SESENW
S23

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.60 CFS

PLACE OF USE:	Irrigation	Within Twin Falls County
T15S R12E S11	NESW 2.5	NWSE 28.0
	SWSE 2.1	SESE 7.9
S14	NWNE 13.0	SWNE 23.0
	NENW 2.2	SENE 10.0
	NESW 14.0	SESW 17.0
	NWSE 13.0	SWSE 3.3
136.0 Acres Total		

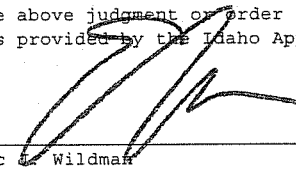
USE OF THIS RIGHT WITH RIGHT NO. 47-027 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 136 ACRES IN A SINGLE
IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 46 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

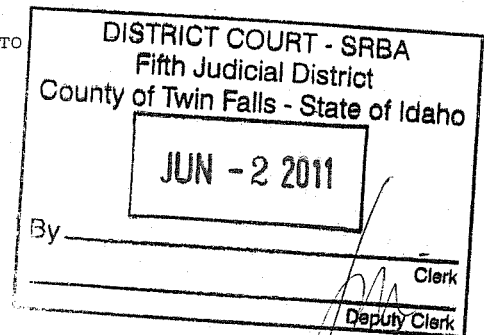
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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 L. 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)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 47-17525



NAME AND ADDRESS: GUERRY INC
PO BOX 687
CASTLEFORD, ID 83321

SOURCE: SPRING TRIBUTARY: LITTLE HOUSE CREEK

QUANTITY: 0.72 CFS

Right Nos. 47-17525 and 47-17526 are limited to a total combined
diversion rate of 0.78 cfs.
Right Nos. 47-17525 and 47-17526 are limited to a total combined
diversion rate of 0.02 cfs and 13,000 gallons per day for
stockwater use.

PRIORITY DATE: 05/01/1904

POINT OF DIVERSION: T15S R12E S23 NWNWSE Within Twin Falls County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.72 CFS
	Stockwater	04-01 TO 10-31	0.02 CFS

PLACE OF USE: Irrigation Within Twin Falls County
T15S R12E S23 NWNE 6.6 SWNE 21.0
SENE 0.5
28.1 Acres Total

Stockwater Within Twin Falls County
T15S R12E S23 NWNE
SENE

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

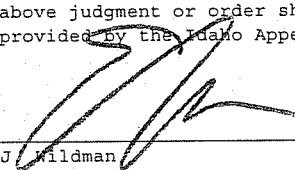
The quantity of water decreed for this water right for
stockwater use is not a determination of historical beneficial
use.

Access to the point of diversion and place of use of water right
no. 47-17525 is governed by a private agreement executed by the
Idaho Department of Lands and Guerry Inc. dated April 28, 2010.

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.

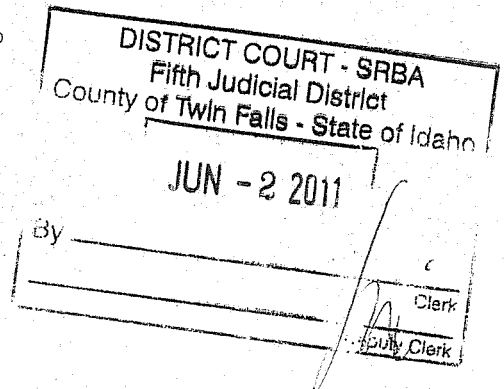


Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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

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

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 47-17526



NAME AND ADDRESS: STATE OF IDAHO
DEPARTMENT OF LANDS
300 N 6TH ST STE 103
PO BOX 83720
BOISE, ID 83720-0050

GUERRY INC
PO BOX 687
CASTLEFORD, ID 83321

SOURCE: SPRING TRIBUTARY: LITTLE HOUSE CREEK

QUANTITY: 0.06 CFS

Right Nos. 47-17525 and 47-17526 are limited to a total combined
diversion rate of 0.78 cfs.
Right Nos. 47-17525 and 47-17526 are limited to a total combined
diversion rate of 0.02 cfs and 13,000 gallons per day for
stockwater use.

PRIORITY DATE: 05/01/1904

POINT OF DIVERSION: T15S R12E S23 NWNWSE Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.06 CFS
	Stockwater	04-01 TO 10-31	0.02 CFS

PLACE OF USE:	Irrigation		Within Twin Falls County
	T15S R12E S23	NWSE 2.4	
	2.4 Acres Total		
	Stockwater		Within Twin Falls County
	T15S R12E S23	NWSE	

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

The quantity of water decreed for this water right for
stockwater use is not a determination of historical beneficial
use.

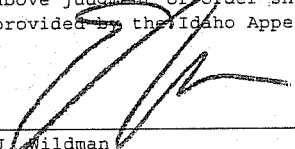
The ownership of water right no. 47-17526 is governed by a
private agreement executed by the Idaho Department of Lands and
Guerry Inc. date April 28, 2010.

Access to the point of diversion and place of use of water right
no. 47-17526 is governed by a private agreement executed by the
Idaho Department of Lands and Guerry Inc. dated April 28, 2010.

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

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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 02, 2011, with sufficient first-class postage to the following:

STATE OF IDAHO

Represented by:

STATE OF IDAHO

PO BOX 44449

BOISE, ID 83711-4449

Phone: 208-334-2400

GUERRY INC

PO BOX 687

CASTLEFORD, ID 83321

Phone: 208-537-6787

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.