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DEPARTMENT OF
WATER RESOURCES

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

MAY - 5 2011

By

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

Clerk
Deputy Clerk

STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) ORDER SETTING ASIDE PARTIAL
) DECREE
)
) ORDER OF AMENDED PARTIAL
) DECREE
)
) Water Right Claim: 75-14498
) (Remington Ridge LLC)
)

The Director of the Idaho Department of Water Resources ("IDWR" or the "Department") filed his *Director's Report, Irrigation and Other Uses, Reporting Area 23, Basin 75* on January 11, 2007. A *Partial Decree* for the above-captioned water right was issued on April 1, 2009. However on December 17, 2010, the parties filed a *Standard Form 5* for the above-captioned water right which the Court treated as a *Motion to Set Aside and Amend the Partial Decree*. On March 21, 2011, a *Special Master's Report and Recommendation* was filed for water right claim 75-14498, recommending that the *Partial Decree* previously issued for that water right be set aside and that water right 75-14498 be decreed with the elements set forth in the attached *Special Master's Recommendation for Amended Partial Decree*. 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 Decree* entered for the above-captioned water right **is hereby set aside**.

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

Dated

May 5, 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 75-14498

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

MAY - 5 2011

By _____

Clerk
Deputy Clerk

NAME AND ADDRESS: REMINGTON RIDGE LLC
BOX 944
HAILEY, ID 83333

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.034 CFS

PRIORITY DATE: 05/01/1885

POINT OF DIVERSION: T22N R22E S03 NWSE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.034 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T22N R22E S16 NENW 9.4 SENW 0.6	
	10.0 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 10 acres in a single irrigation season.
Combined Right Nos.: 75-14498, 75-14500, 75-14502, 75-14504 and
75-14506.

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. Waldman
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 DECREE / ORDER OF AMENDED PARTIAL DECREE was mailed
on May 05, 2011, with sufficient first-class postage to the
following:

REMINGTON RIDGE LLC
BOX 944
HAILEY, ID 83333

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.