

RECEIVED
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DEPARTMENT OF
WATER RESOURCES

7562
DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JAN 31 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: See Attached Exhibit A
(Carmen Land & Livestock, Inc.)

On December 22, 2010, 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 January 31, 2011


ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - CARMEN LAND & LIVESTOCK INC

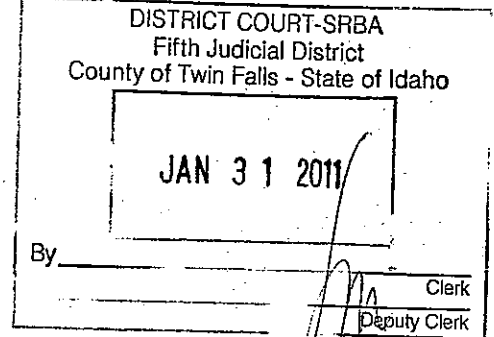
Subcase Nos:

75-00062
75-00068B
75-04333
75-10061V
75-10062T

(Subcase list: CARMEN)
12/22/10

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 75-00062



NAME AND ADDRESS: CARMEN LAND & LIVESTOCK INC
C/O DAVE MC FARLAND
PO BOX 124
CARMEN, ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 2.50 CFS

PRIORITY DATE: 05/02/1882

POINT OF DIVERSION: T23N R22E S25 NENW Within Lemhi County
S35 NENE
NENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	2.50 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T22N R22E S02 LOT 3 (NENW) 1.5	LOT 4 (NWNW) 27.0
		SWNW 1.9
	S03 LOT 1 (NENE) 37.0	SENE 11.0
	T23N R22E S34 SESE 20.0	
	S35 SWNE 17.0	NENW 3.1
		SENE 24.0
		NESW 39.0
		NWSW 21.0
		SESW 30.0
		NWSE 18.0
	290.0 Acres Total	SWSE 0.3

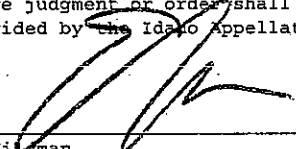
This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 290 acres in a single irrigation season. Combined Right Nos.: 75-62, 75-68B, 75-4333, 75-10061V and 75-10062T.

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.

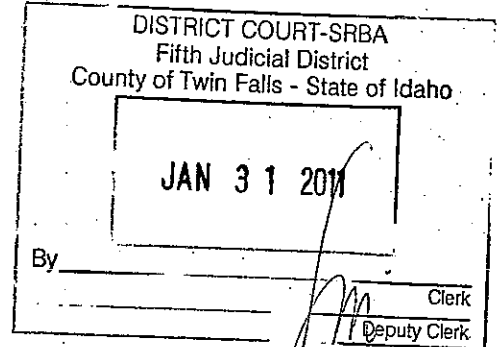


Eric J. Willaman
Presiding Judge of the
Snake River Basin Adjudication

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 75-00068B



NAME AND ADDRESS: CARMEN LAND & LIVESTOCK INC
C/O DAVE MC FARLAND
PO BOX 124
CARMEN, ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 1.40 CFS

PRIORITY DATE: 05/01/1896

POINT OF DIVERSION: T23N R22E S25 NENW Within Lemhi County
S35 NENE
NENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.40 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
T22N R22E S02 LOT 3	(NENW) 1.5 SWNW 1.9	LOT 4 (NWNW) 27.0
S03 LOT 1	(NENE) 37.0	SENE 11.0
T23N R22E S34	SESE 20.0	
S35	SWNE 17.0 SWNW 0.2 NESW 39.0 SWSW 39.0 NWSE 18.0	NENW 3.1 SENE 24.0 NWSW 21.0 SESW 30.0 SWSE 0.3
290.0 Acres Total		

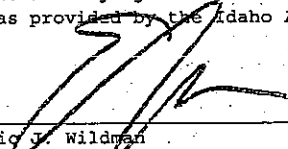
The rights listed below are limited to the irrigation of a combined total of 290 acres in a single irrigation season. Combined Right Nos.: 75-62, 75-68B, 75-4333, 75-10061V and 75-10062T.

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)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 75-04333

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

JAN 31 2011

By _____

Clerk
Deputy Clerk

NAME AND ADDRESS: CARMEN LAND & LIVESTOCK INC
C/O DAVE MC FARLAND
PO BOX 124
CARMEN, ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 6.80 CFS

PRIORITY DATE: 04/01/1915

POINT OF DIVERSION: T23N R22E S25 NENW Within Lemhi County
S35 NENE
NENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-15	6.80 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T22N R22E S02 LOT 3 (NENW) 1.5 LOT 4 (NWNW) 27.0	
	SWNW 1.9	
	S03 LOT 1 (NENE) 37.0	SENE 11.0
	T23N R22E S34 SESE 20.0	
	S35 SWNE 17.0	NENW 3.1
	SWNW 0.2	SENE 24.0
	NESW 39.0	NWSW 21.0
	SWSW 39.0	SESE 30.0
	NWSE 18.0	SWSE 0.3
	290.0 Acres Total	

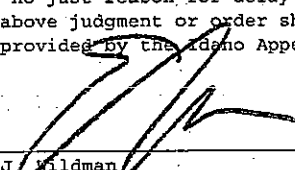
The rights listed below are limited to the irrigation of a combined total of 290 acres in a single irrigation season. Combined Right Nos.: 75-62, 75-68B, 75-4333, 75-10061V and 75-10062T.

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)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 75-10061V

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

JAN 31 2011

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS: CARMEN LAND & LIVESTOCK INC
C/O DAVE MC FARLAND
PO BOX 124
CARMEN, ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.58 CFS

PRIORITY DATE: 05/01/1875

POINT OF DIVERSION: T23N R22E S25 NENW Within Lemhi County
S35 NENE
NENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.58 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T22N R22E S02 LOT 3 (NENW) 1.5 LOT 4 (NWNW) 27.0	
	SWNW 1.9	
	S03 LOT 1 (NENE) 37.0	SENE 11.0
	T23N R22E S34 SESE 20.0	
	S35 SWNE 17.0	NENW 3.1
	SWNW 0.2	SENE 24.0
	NESW 39.0	NWSW 21.0
	SWSW 39.0	SESW 30.0
	NWSE 18.0	SWSE 0.3
	290.0 Acres Total	

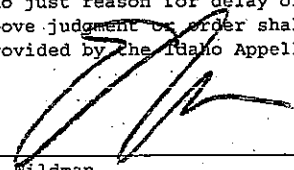
The rights listed below are limited to the irrigation of a combined total of 290 acres in a single irrigation season. Combined Right Nos.: 75-62, 75-68B, 75-4333, 75-10061V and 75-10062T.

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

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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 75-10062T

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

JAN 31 2011

By

Clerk
Deputy Clerk

NAME AND ADDRESS: CARMEN LAND & LIVESTOCK INC
C/O DAVE MC FARLAND
PO BOX 124
CARMEN, ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.32 CFS

PRIORITY DATE: 05/01/1882

POINT OF DIVERSION: T23N R22E S25 NENW Within Lemhi County
S35 NENE
NENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.32 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T22N R22E S02 LOT 3 (NENW) 1.5	LOT 4 (NWNW) 27.0
	SWNW 1.9	
	S03 LOT 1 (NENE) 37.0	SENE 11.0
	T23N R22E S34 SESE 20.0	
	S35 SWNE 17.0	NENW 3.1
	SWNW 0.2	SENE 24.0
	NESW 39.0	NWSW 21.0
	SWSW 39.0	SESW 30.0
	NWSE 18.0	SWSE 0.3
	290.0 Acres Total	

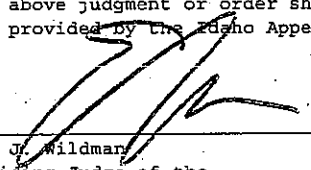
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Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on January 31, 2011, with sufficient first-class postage to the following:

CARMEN LAND & LIVESTOCK INC
C/O DAVE MC FARLAND
PO BOX 124
CARMEN, ID 83462
Phone: 208-756-3752

DAVID M MC FARLAND
PO BOX 125
CARMEN, ID 83462
Phone: 208-756-3752

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