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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN - 5 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

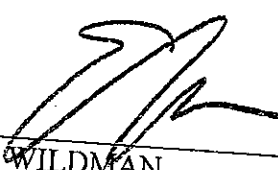
Subcases: See Attached List of 43 Rights
(Carmen Creek)

On October 21, 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 5, 2011

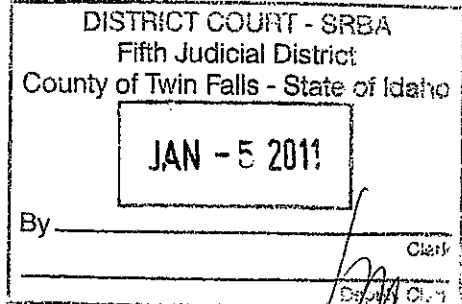

ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

75-10061A BURNS
75-10061AA EDMISTON
75-10061AE CLEMENTZ
75-10061AM YOWELL
75-10061B HUDSON
75-10061C FADNESS
75-10061J TIPPETT
75-10061N PILKERTON
75-10061Q EDWARDS
75-10061R MATEJKO
75-10061T MOSHER
75-10061X HARLING
75-10061Y ERNEST
75-10061Z MATTIS
75-10062A BURNS
75-10062AB JACKSON
75-10062AC CLEMENTZ
75-10062AL YOWELL
75-10062C HUDSON
75-10062H TIPPETT
75-10062L PILKERTON
75-10062P MATEJKO
75-10062R MOSHER
75-10062V HARLING
75-10062W ERNEST
75-10062X MATTIS
75-10062Y EDMISTON
75-10136A EISENHAUER / ERWIN
75-10136B HERSHEY
75-10137A EISENHAUER / ERWIN
75-10137B HERSHEY
75-14025 TUTOR
75-14027 TUTOR
75-14044 EDGREN / BRADY
75-14046 EDGREN / BRADY
75-14055 MASCIA
75-14056 FOLS
75-14057 MASCIA
75-14058 FOLS
75-14388 FADNESS
75-14441 RICE
75-14443 RICE
75-14540 EDWARDS

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 75-10137A



NAME AND ADDRESS: PHILLIP G EISENHAUER
SHELLEY L ERWIN
3608 FOOTHILL BLVD
REDDING, CA 96001

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.024 CFS

PRIORITY DATE: 05/01/1875

POINT OF DIVERSION: T23N R22E S35 NENE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.024 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T22N R22E S03	SWNE 1.9
	4.4 Acres Total	SENE 2.5

The rights listed below are limited to the irrigation of a
combined total of 4.4 acres in a single irrigation season.
Combined Right Nos.: 75-69W, 75-70X, 75-2025L, 75-10136A and
75-10137A.

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

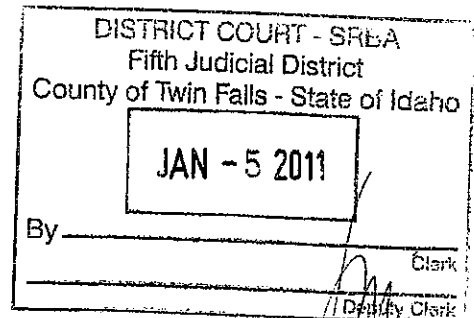
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment 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. Wickman
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 75-10062R



NAME AND ADDRESS: FRANCISKA MOSHER
ROBERT D MOSHER
54 PARMENTER RD
PO BOX 213
CARMEN, ID 83462-0213

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.015 CFS

PRIORITY DATE: 05/01/1882

POINT OF DIVERSION: T22N R22E S02 NWNW Within Lemhi County
T23N R22E S35 NENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.015 CFS

PLACE OF USE: Irrigation Within Lemhi County
T22N R22E S03 SWNE 6.0
6.0 Acres Total

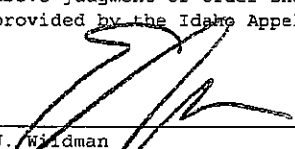
The rights listed below are limited to the irrigation of a combined total of 6 acres in a single irrigation season.
Combined Right Nos.: 75-69K, 75-70K, 75-2025E, 75-10061T and 75-10062R.

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 OF PARTIAL DECREES was mailed on January 05, 2011, with sufficient first-class postage to the following:

A C & LUELLA PILKERTON
A C PILKERTON
ALBERT C & ALVERA C FOLS
ALBERT C FOLS
ALVERA C FOLS
CARMEN CREEK USERS
CHARLES E & MARY N HARLING
CHARLES E HARLING
JAMES DAN EDGREN
JAMES EDGREN & JENNIFER BRADY
JENNIFER BRADY
LLOYD A & SHERYL L TUTOR
LLOYD A TUTOR
LUELLA PILKERTON
MARY N HARLING
SHERYL L TUTOR
TRACY MASCIA

Represented by:
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Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
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BOISE, ID 83724

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ORDER

(Certificate of mailing continued)

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ORDER

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Deputy Clerk

