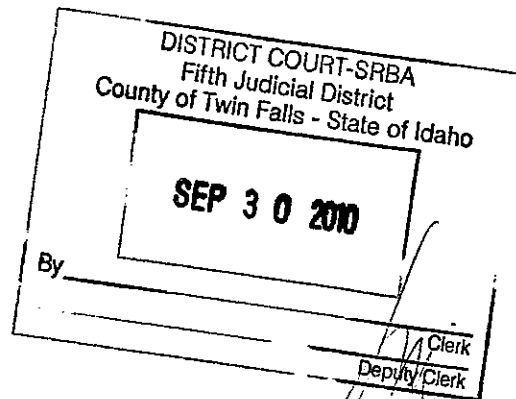


RECEIVED

OCT 01 2010

Department of Water Resources



**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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	Subcase No. 73-00187A
	)	(Big Creek Ranch LLC)
_____	)	

On August 9, 2010, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. 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 above-captioned water right be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

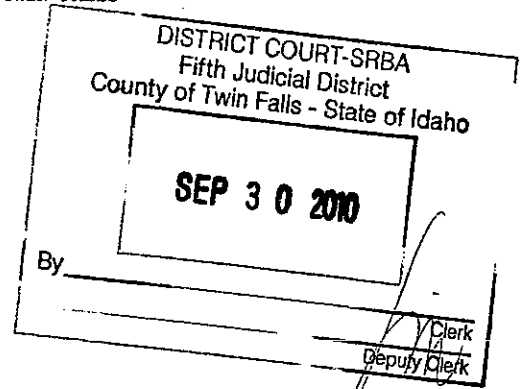
DATED September 30, 2010.



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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 73-00187A



NAME AND ADDRESS: BIG CREEK RANCH LLC
280 CRANBROOK RD
HAILEY, ID 83333

SOURCE: BIG GULCH CREEK TRIBUTARY: GOLDBURG CREEK
HILLSIDE CREEK TRIBUTARY: GOLDBURG CREEK

QUANTITY: 2.50 CFS

Two and one-half (2.5) cfs may be diverted from Hillside Creek and big Gulch Creek under water right 73-187A when combined total flow available from Hillside Creek and Big Gulch Creek is greater than or equal to 4.5 cfs, if the right is in priority and deliverable.
When the combined total flow available from Hillside Creek and Big Gulch Creek is less than 4.5 cfs, 56% of the total flow available from Hillside Creek and Big Gulch Creek may be diverted under water right 73-187A, if the right is in priority and deliverable.
When the combined total flow available from Hillside Creek and Big Gulch Creek is less than 4.5 cfs, the quantity of water available at the Hillside Creek diversion in the SESE, S13, T12N, R24E shall be deducted from the 56% of the total flow delivered from Hillside Creek and Big Gulch Creek under water right 73-187A.

PRIORITY DATE: 06/18/1909

POINT OF DIVERSION: T12N R24E S13 SESE Within Custer County
S25 SWNE

The point of diversion from Big Gulch Creek is more specifically located in T12N, R24 1/2 E, S25, SWNE.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	2.50 CFS

PLACE OF USE:	Irrigation	Within Custer County
T12N R24E S16	SWNW 12.0	NESW 7.6
	NWSW 8.4	SESW 15.0
	SWSE 8.6	
S21	NESE 13.0	
S22	NENE 18.0	NWNE 8.0
	SWNE 40.0	SENE 40.0
	NENW 9.0	NWNW 17.0
	SWNW 40.0	SENW 33.0
	NESW 39.0	NWSW 40.0
	NESE 40.0	NWSE 40.0
	SWSE 36.0	SESE 40.0
S23	SWNE 2.2	NENW 11.0
	NWNW 35.0	SWNW 40.0
	SENW 35.0	NESW 30.0
	NWSW 40.0	SWSW 32.0
	SESW 1.0	NWSE 1.2
	732.0 Acres Total	

This right is limited to the irrigation of 125 acres within the

PLACE OF USE (continued)

place of use described above in a single irrigation season.
The rights listed below are limited to the irrigation of a
combined total of 732 acres in a single irrigation season.
Combined Right Nos.: 73-165, 73-168, 73-178, 73-179, 73-187A,
73-188A, 73-2038, 73-2091 and 73-10047.

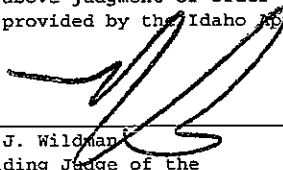
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Use of Grave Springs as a source under this water right has
been forfeited/abandoned.

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

2010 SEP 30 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

)
)
)
)

CERTIFICATE OF MAILING

Water Right(s): 73-00187A

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 73-00187A was mailed
on September 30, 2010, with sufficient first-class postage prepaid
to the following:

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

TRIPLE T SUMMIT RANCH
Represented by:
HAEMMERLE, FRITZ X.
PO BOX 1800
HAILEY, ID 83333
Phone: 208-578-0520

BIG CREEK RANCH LLC
280 CRANBROOK RD
HAILEY, ID 83333

OLD CORRALS AND SAGEBRUSH LLLP
435 S FITNESS PLACE
EAGLE, ID 83616
Phone: 208-893-5333

OLD CORRALS & SAGEBRUSH LLLP
453 S FITNESS PL
EAGLE, ID 83616
Phone: 208-893-5333

JULIE MURPHY
Chief Deputy Clerk