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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
AUG 31 2010
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: 73-00187B, 73-02073 & 73-11953
(Triple T Summit Ranch)

On July 30, 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.

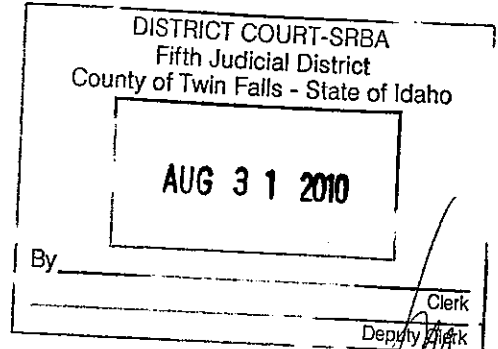
Therefore, IT IS ORDERED that the above-captioned water rights are hereby decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED August 31, 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)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 73-00187B



NAME AND ADDRESS: TRIPLE T SUMMIT RANCH
C/O EDWIN C & LINDA M THOMAS
PO BOX 1842
SUN VALLEY, ID 83353

SOURCE: BIG GULCH CREEK TRIBUTARY: GOLDBURG CREEK

QUANTITY: 2.00 CFS

Two (2) cfs may be diverted under water right 73-187B when the 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, 44% of the total flow available from Hillside Creek and Big Gulch Creek may be diverted from Big Gulch Creek under water right 73-187B, if the right is in priority and deliverable.

PRIORITY DATE: 06/18/1909

POINT OF DIVERSION: T12N R24E S25 SWNE Within Custer County

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	2.00 CFS

PLACE OF USE:	Irrigation	Within Custer County
	T11N R24E S01 LOT 1 (NENE)22.0	
	R25E S05 NESW 1.0	NWSW 14.0
	SWSW 0.1	SESW 0.5
	S06 SWNE 30.0	SENE 7.5
	NENW 5.7	LOT 3 (NENW)11.0
	LOT 4 (NWNW)23.0	LOT 5 (SWNW)10.0
	SENW 26.0	NESW 3.5
	NESE 9.4	NWSE 22.0
	T12N R25E S31 LOT 4 (SWSW)24.0	
	209.7 Acres Total	

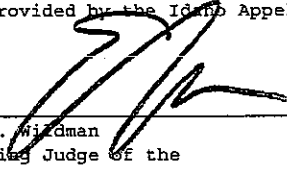
Right Nos. 73-187B and 73-2073 are limited to the irrigation of a combined total of 209.7 acres in a single irrigation season.
Place of use does not include federal public lands.

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

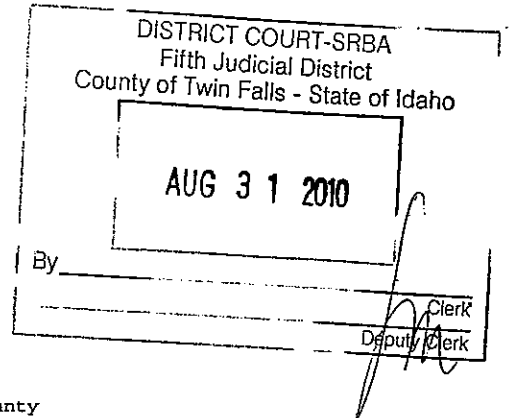
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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
Case No. 39576) I.R.C.P. 54(b) FOR
)
) Water Right 73-02073



NAME AND ADDRESS: TRIPLE T SUMMIT RANCH
C/O EDWIN C & LINDA M THOMAS
PO BOX 1842
SUN VALLEY, ID 83353

SOURCE: BIG GULCH CREEK TRIBUTARY: GOLDBURG CRREEK

QUANTITY: 9.60 CFS

PRIORITY DATE: 07/19/1911

POINT OF DIVERSION: T12N R24E S25 SWNE Within Custer County

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	9.60 CFS

PLACE OF USE:	Irrigation	Within Custer County
	T11N R24E S01 LOT 1 (NENE)22.0	
	R25E S05 NESW 1.0	NWSW 14.0
	SWSW 0.1	SESW 0.5
	S06 SWNE 30.0	SENE 7.5
	NENW 5.7	LOT 3 (NENW)11.0
	LOT 4 (NWNW)23.0	LOT 5 (SWNW)10.0
	SENE 26.0	NESW 3.5
	NESE 9.4	NWSE 22.0
	T12N R25E S31 LOT 4 (SWSW)24.0	
	209.7 Acres Total	

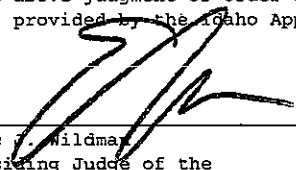
Right Nos. 73-187B and 73-2073 are limited to the irrigation of a combined total of 209.7 acres in a single irrigation season. Place of use does not include federal public lands.

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

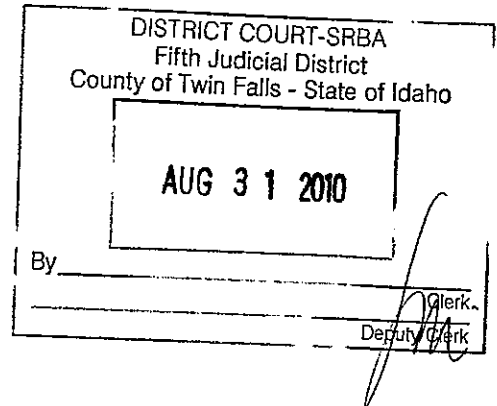
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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 73-11953



NAME AND ADDRESS: TRIPLE T SUMMIT RANCH
C/O EDWIN C & LINDA M THOMAS
PO BOX 1842
SUN VALLEY, ID 83353

SOURCE: BIG GULCH CREEK TRIBUTARY: GOLDBURG CREEK

QUANTITY: 3.35 CFS
600.00 AFY

PRIORITY DATE: 01/28/1921

POINT OF DIVERSION: T12N R24E S25 SWNE Within Custer County

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 Storage	11-01 TO 04-30	600.00 AFY
	Irrigation from Storage	05-01 TO 10-31	600.00 AFY
	Diversion to Storage	11-01 TO 04-30	3.35 CFS

PLACE OF USE:	Irrigation from Storage	Within Custer County
	T11N R25E S08	NWNE 15.0 SWNE 38.0
		SENE 18.0 NENW 15.0
		SWNW 8.6 SENW 36.4
		NESW 38.0 NWSW 4.1
		SESW 9.0 NESE 36.4
		NWSE 40.0 SWSE 29.0
		SESE 40.0
	S09	NWSW 17.0 SWSW 39.8
		SESW 10.6
	S17	NENE 15.0
	409.9 Acres Total	

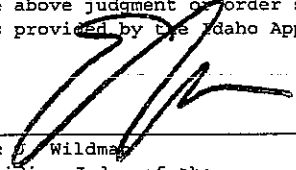
The rights listed below are limited to the irrigation of a
combined total of 409.9 acres in a single irrigation season.
Combined Right Nos.: 33-112, 33-113 and 73-11953.
Place of use does not include federal public lands.

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 August 31, 2010, with sufficient first-class postage to the following:

TRIPLE T SUMMIT RANCH

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

UNITED STATES OF AMERICA

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

ORDER

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FILE COPY FOR 00093

Deputy Clerk

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".