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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

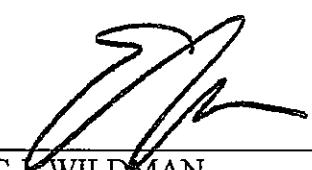
Subcases: 63-31937 & 63-32480
(Drainage District No. 2)

On July 9, 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 63-31937

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

AUG 31 2010

By

Clerk
Deputy Clerk

NAME AND ADDRESS:

DRAINAGE DIST NO 2
C/O BRYCE FARRIS
RINGERT LAW
PO BOX 2773
BOISE, ID 83701

SOURCE:

WASTE WATER TRIBUTARY: BOISE RIVER

QUANTITY:

100.00 CFS

PRIORITY DATE:

07/13/1923

POINT OF DIVERSION:

T03N R02E S05 SENE Within Ada County
S24 LOT 1 (NWNE)
T04N R01E S16 LOT 8 (NESE)
S23 LOT 1 (NESE)
R01W S13 LOT 1 (NENE)
S14 LOT 3 (NENW)
S17 LOT 4 (SWSW)

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-01 TO 11-15	100.00 CFS

THE WATER AUTHORIZED BY THIS RIGHT IS CREDITED FOR DELIVERY TO
THE FOLLOWING IRRIGATION CANALS AS A PERCENT OF THE TOTAL
AUTHORIZED: FARMERS UNION CANAL--20.99 PERCENT; BOISE VALLEY
CANAL--10.03 PERCENT; NEW DRY CREEK CANAL--9.47 PERCENT; NEW
UNION CANAL--1.21 PERCENT; MIDDLETON CANAL--35.0 PERCENT; CANYON
COUNTY CANAL--12.68 PERCENT; BALLENTYNE CANAL--3.04 PERCENT;
BOISE CITY CANAL--3.01 PERCENT; LITTLE PIONEER CANAL--4.46
PERCENT.

PLACE OF USE:

This water is collected within the boundaries of Drainage
District No. 2 and is limited to the irrigation of 31,536.3
acres within the digital boundaries of the following ditch
companies: Farmers Union Canal, Boise Valley Canal, New Dry
Creek Canal, New Union Canal, Middleton Canal, Canyon County
Canal, Ballentyne Canal, Boise City Canal, Little Pioneer Canal.

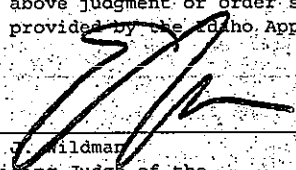
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The source of this right is wastewater collected by the
rightholder and returned to the Boise River. The quantity of
water returned to the Boise River is exchanged for an equal
quantity of water which is diverted upstream at points of
diversion by the delivery organizations listed above, in the
percentages indicated, to be used on the place of use within the
boundaries for each individual delivery organization's rights.

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.

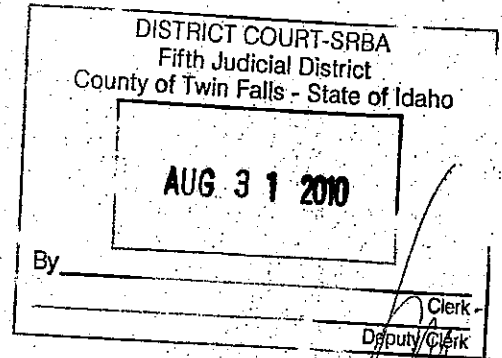

Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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 63-32480



NAME AND ADDRESS: DRAINAGE DIST NO 2
C/O BRYCE FARRIS
RINGERT LAW
PO BOX 2773
BOISE, ID 83701

SOURCE: UNNAMED DRAINS. TRIBUTARY: BOISE RIVER

QUANTITY: 50.00 CFS

This right when combined with all other rights shall provide no
more than .02 cfs per acre at the field headgate.

PRIORITY DATE: 03/12/1923

POINT OF DIVERSION: T04N R01W S05 NWSWSW Within Ada County
R02W S10 SWNWSE Within Canyon County

This water right provides for the diversion of 36.5 cfs from the
Star Feeder in the NWSWSW, S5, T4N, R1W for the Middleton Mill
Ditch Co and Middleton Irrigation Association, and 13.5 cfs from
the Watts Check in the SWNWSE, S10, T4N, R2W for the Canyon
County Water Co Ltd.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	50.00 CFS

PLACE OF USE:
The place of use for the 36.5 cfs from the Star Feeder is 5,193
acres to be used within the digital boundaries of the Middleton
Mill Ditch Co and Middleton Irrigation Association Co Ltd. The
place of use for the 13.5 cfs from the Watts Check is 1,916 acres
to be used within the digital boundaries of the Canyon County
Water Co Ltd.

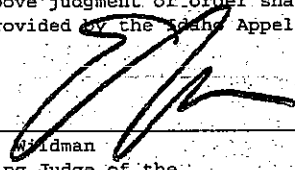
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right remains subject to the right of the original
appropriator, in good faith and in compliance with state laws
governing changes in use and/or expansion of water rights, to
cease wasting water, to change the place or manner of wasting
it, or to recapture it.

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 OF PARTIAL DECREES was mailed on August 31, 2010, with sufficient first-class postage to the following:

BOISE CITY CANAL CO

Represented by:

BRUCE M. SMITH
950 W BANNOCK STE 520
BOISE, ID 83702
Phone: 208-331-1800

ADA COUNTY DRAINAGE DIST NO 2
DRAINAGE DIST NO 2

Represented by:

S. BRYCE FARRIS
RINGERT LAW CHARTERED
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

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".