

DEPARTMENT OF
WATER RESOURCES

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

JUN - 1 2010

By _____

Clerk
Deputy Clerk

JUDICIAL DISTRICT OF THE

**Subcases: See Attached Exhibit A
(O'Gara)**

ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - O'GARA TRUST

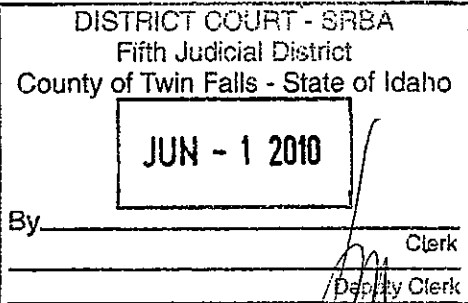
Subcase Nos:

37-00115F
37-00501B
37-00501C
37-00590B
37-00597B
37-02502

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)
Water Right 37-00115F)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR



NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 06/12/1886

POINT OF DIVERSION: T02N R18E S36 SWNW Within Blaine County

Water diverted from Headgate #45 delivered through District
Canal.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	1.00 CFS

PLACE OF USE:	Irrigation	Within Blaine County
	T01S R19E S05 LOT 2 (SWNE) 19.0	LOT 1 (SENE) 18.0
	NESE 40.0	NWSE 41.0
	SWSE 41.0	SESE 40.0
	S08 NENE 30.0	NWNE 39.0
	268.0 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 268 acres in a single irrigation season.
Combined Right Nos.: 37-597B, 37-590B, 37-501C, 37-501B,
37-115F, 37-2502.

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.

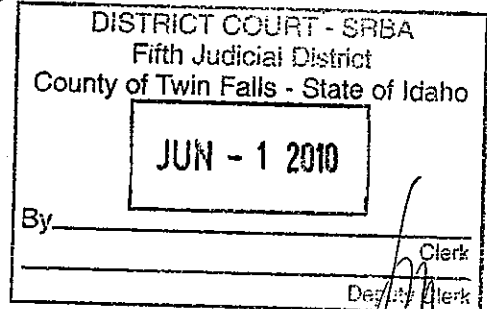
Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

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 37-00501B



NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.40 CFS

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION: T02N R18E S36 SWNW Within Blaine County

Water diverted from Headgate #45 delivered through District
Canal.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	0.40 CFS

PLACE OF USE:	Irrigation	Within Blaine County
	T01S R19E S05 LOT 2 (SWNE) 19.0	LOT 1 (SENE) 18.0
	NESE 40.0	NWSE 41.0
	SWSE 41.0	SESE 40.0
	S08 NENE 30.0	NWNE 39.0
	268.0 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 268 acres in a single irrigation season.
Combined Right Nos.: 37-597B, 37-590B, 37-501C, 37-501B,
37-115F, 37-2502.

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

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judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Eric J. Weidman
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 37-00501C

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN - 1 2010	
By _____	Clerk
_____	Deputy Clerk

NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 2.00 CFS

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION: T02N R18E S36 SWNW Within Blaine County

Water diverted from Headgate #45 delivered through District
Canal.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	2.00 CFS

PLACE OF USE:	Irrigation	Within Blaine County
	T01S R19E S05 LOT 2 (SWNE) 19.0 LOT 1 (SENE) 18.0	
	NESE 40.0 NWSE 41.0	
	SWSE 41.0 SESE 40.0	
	S08 NENE 30.0 NWNE 39.0	
	268.0 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 268 acres in a single irrigation season.
Combined Right Nos.: 37-597B, 37-590B, 37-501C, 37-501B,
37-115F, 37-2502.

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
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final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
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Eric J. Waldman
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 37-00590B

NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION: T02N R18E S36 SWNW Within Blaine County

Water diverted from Headgate #45 delivered through District
Canal.

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
04-15 TO 10-31

QUANTITY
1.00 CFS

PLACE OF USE:

Irrigation

Within Blaine County

T01S R19E S05 LOT 2	(SWNE) 19.0	LOT 1 (SENE) 18.0
	NESE 40.0	NWSE 41.0
	SWSE 41.0	SESE 40.0
S08	NENE 30.0	NWNE 39.0
268.0 Acres Total		

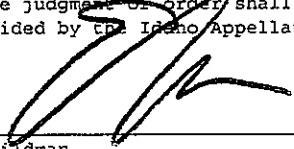
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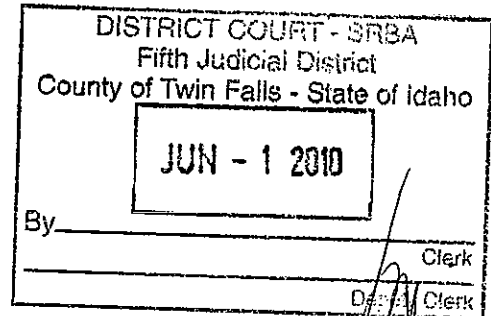
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Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication



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 37-00597B

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho JUN - 1 2010 By _____ Clerk _____ Deputy Clerk
--

NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.70 CFS

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION: T02N R18E S36 SWNW Within Blaine County

Water diverted from Headgate #45 delivered through District
Canal.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	0.70 CFS

PLACE OF USE:	Irrigation	Within Blaine County
	T01S R19E S05 LOT 2 (SWNE) 19.0	LOT 1 (SENE) 18.0
	NESE 40.0	NWSE 41.0
	SWSE 41.0	SESE 40.0
	S08 NENE 30.0	NWNE 39.0
	268.0 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 268 acres in a single irrigation season.
Combined Right Nos.: 37-597B, 37-590B, 37-501C, 37-501B,
37-115F, 37-2502.

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

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RULE 54(b) CERTIFICATE

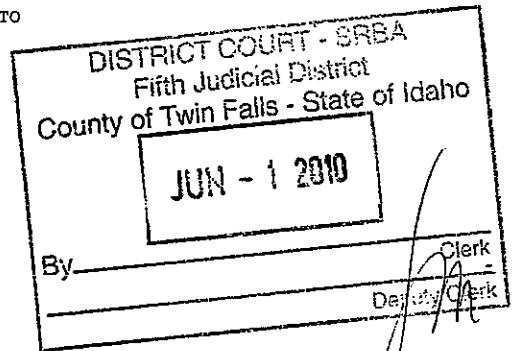
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-02502



NAME AND ADDRESS: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

SOURCE: GROUND WATER

QUANTITY: 5.00 CFS
938.00 AFY

PRIORITY DATE: 05/03/1949

POINT OF DIVERSION: T01S R19E S05 LOT 1 (SENE) Within Blaine County
Water diverted from Headgate #45 delivered through District
Canal.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	5.00 CFS 938.00 AFY

PLACE OF USE:	Irrigation	Within Blaine County
	T01S R19E S05 LOT 2 (SWNE)19.0	LOT 1 (SENE)18.0
	NESE 40.0	NWSE 41.0
	SWSE 41.0	SESE 40.0
	S08 NENE 30.0	NWNE 39.0
	268.0 Acres Total	

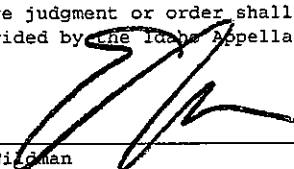
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Eric J. Wilgman
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on June 01, 2010, with sufficient first-class postage to the following:

THOMAS M O GARA FAMILY TRUST

Represented by:

ALBERT P BARKER

1010 W JEFFERSON, STE 102

PO BOX 2139

BOISE, ID 83701-2139

Phone: 208-336-0700

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

