

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 73-10110A

|                                                                                           |       |
|-------------------------------------------------------------------------------------------|-------|
| DISTRICT COURT - SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |       |
| MAR 12 2010                                                                               |       |
| By _____                                                                                  | Clerk |
| Deputy Clerk                                                                              |       |

NAME AND ADDRESS: B P BAR RANCH INC  
C/O JIM SPECK  
SPECK & AANESTAD  
PO BOX 987  
KETCHUM, ID 83340-0987

SOURCE: PATTERSON CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 7.00 CFS

PRIORITY DATE: 03/24/1891

POINT OF DIVERSION: T15N R21E S27 NWNE Within Lemhi County

RECEIVED  
MAR 15 2010  
DEPARTMENT OF  
WATER RESOURCES

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-01 TO 10-31 | 7.00 CFS |

| PLACE OF USE: | Irrigation        | Within Lemhi County |
|---------------|-------------------|---------------------|
|               | T15N R21E S08     | NWSE 8.4 SWSE 20.0  |
|               | S16               | NWNW 21.0 SWNW 37.0 |
|               |                   | SESW 1.5 NWSW 40.0  |
|               |                   | SESW 40.0           |
|               | S17               | NENE 40.0 NWNE 20.0 |
|               |                   | SWNE 3.8 SENE 37.0  |
|               |                   | NESE 14.0           |
|               | S21               | NENW 23.0           |
|               | 305.7 Acres Total |                     |

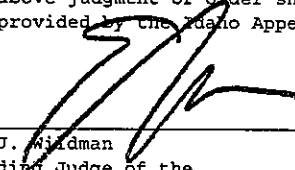
Right Nos. 73-4098A and 73-10110A are limited to the irrigation of a combined total of 305.7 acres in a single irrigation season.

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