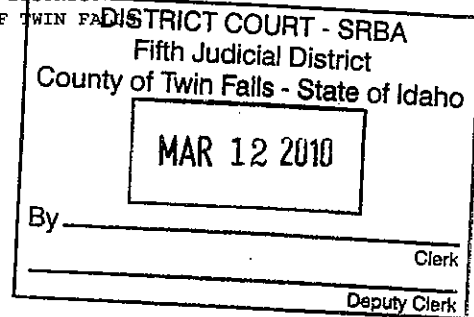


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

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

Water Right 73-00136



NAME AND ADDRESS: D & K MOEN RANCH LLC
C/O KENT MOEN
811 PAHSIMEROI RD
MAY, ID 83253

SOURCE: MORGAN CREEK TRIBUTARY: PATTERSON CREEK

QUANTITY: 6.00 CFS

PRIORITY DATE: 06/01/1885

POINT OF DIVERSION: T15N R21E S11 SENENE Within Lemhi County
NESENE

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-01 TO 07-16 6.00 CFS

PLACE OF USE: Irrigation Within Lemhi County
T15N R21E S22 NESE 27.0 SWSE 8.0
SESE 35.0
S23 SWNW 31.0 SENW 40.0
NESW 40.0 NWSW 40.0
SWSW 38.0 SESW 40.0
S26 NENW 38.0 NWNW 24.0
SWNW 0.5
S27 NENE 2.6
364.1 Acres Total

The rights listed below are limited to the irrigation of a
combined total of 364.1 acres in a single irrigation season.
Combined Right Nos.: 73-40, 73-41, 73-136, 73-139A, 73-12033.

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

SCANNED

MAR 15 2010