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DEPARTMENT OF  
WATER RESOURCES

22-13881 et al

|                                                                                         |
|-----------------------------------------------------------------------------------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |
| FEB 10 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: See Attached Exhibit A  
(Brower / Hanson / Tetonia Properties LLC /  
Humble / State of Idaho)

On December 30, 2009, 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 I*, 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 February 10, 2010.

  
ERIC J. WILDMAN  
Presiding Judge  
Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

22-13881  
22-13882  
22-13903  
22-13904  
22-13905  
22-13906

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 22-13881

NAME AND ADDRESS: KATHERINE HANSON  
THOMAS HANSON  
PO BOX 1750  
MISSOULA, MT 59806

AARON POWERS  
MEGHAN HANSON  
PO BOX 669  
VICTOR, ID 83455

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER

QUANTITY: 0.44 CFS

PRIORITY DATE: 01/18/1905

POINT OF DIVERSION: T06N R45E S08 NWNESE Within Teton County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-15 TO 10-31 | 0.44 CFS |

PLACE OF USE: Irrigation Within Teton County  
T06N R45E S08 SWSW 2.0  
S17 NWNW 17.0  
19.0 Acres Total

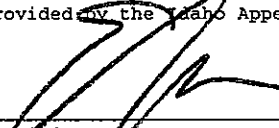
Right Nos. 22-13878 and 22-13881 are limited to the irrigation  
of a combined total of 19 acres in a single irrigation season.

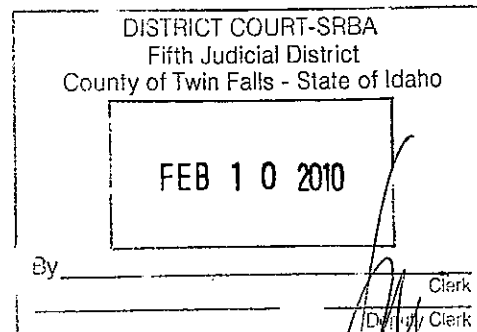
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. 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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 22-13882

NAME AND ADDRESS: TETONIA PROPERTIES LLC  
C/O PETE FREYMAN  
394 S 100 W  
VICTOR, ID 83455

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER

QUANTITY: 0.39 CFS

PRIORITY DATE: 01/18/1905

POINT OF DIVERSION: T06N R45E S08 NWNESE Within Teton County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-15 TO 10-31 | 0.39 CFS |

PLACE OF USE: Irrigation Within Teton County  
T06N R45E S17 NWNW 17.0  
17.0 Acres Total

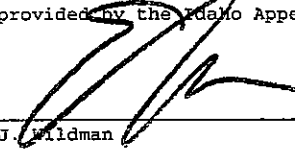
Rights Nos. 22-13879 and 22-13882 are limited to the irrigation  
of a combined total of 17 acres in a single irrigation season.

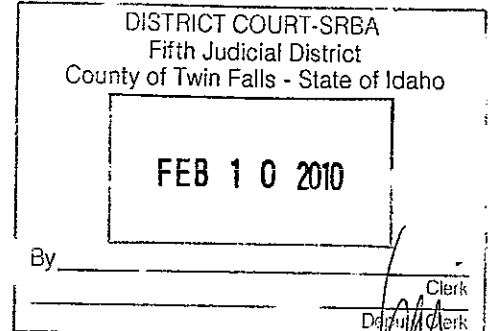
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 ) Water Right 22-13903

NAME AND ADDRESS: BEULAH BROWER  
947 HWY 32  
TETONIA, ID 83452

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER

QUANTITY: 0.87 CFS

PRIORITY DATE: 01/18/1905

POINT OF DIVERSION: T06N R45E S08 NWNESE Within Teton County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-15 TO 10-31 | 0.87 CFS |

| PLACE OF USE: | Irrigation       | Within Teton County                           |
|---------------|------------------|-----------------------------------------------|
|               | T06N R45E S08    | NESW 7.5<br>SWSW 2.4<br>NWSW 27.0<br>SESW 1.0 |
|               | 37.9 Acres Total |                                               |

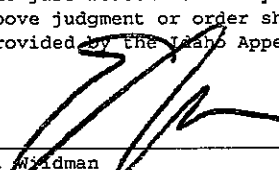
The rights listed below are limited to the irrigation of a  
combined total of 37.9 acres in a single irrigation season.  
Combined Right Nos.: 22-13899, 22-13903, 22-13907.

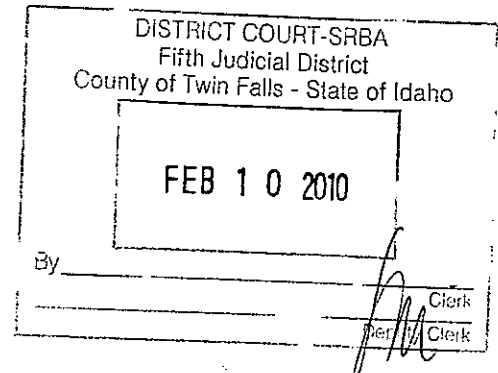
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS  
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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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 ) Water Right 22-13904

NAME AND ADDRESS: W REID AND MARJEAN BROWER  
FAMILY TRUST  
881 HWY 32  
TETONIA, ID 83452

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER

QUANTITY: 0.83 CFS

PRIORITY DATE: 01/18/1905

POINT OF DIVERSION: T06N R45E S08 NWNESE Within Teton County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-15 TO 10-31 | 0.83 CFS |

PLACE OF USE: Irrigation Within Teton County  
T06N R45E S17 NWNW 1.5 SWNW 35.0  
36.5 Acres Total

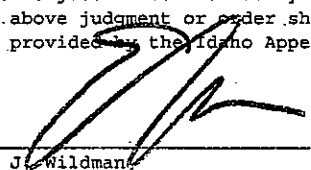
Right nos. 22-13900 and 22-13904 are limited to the irrigation  
of a combined total of 36.5 acres in a single irrigation  
season.

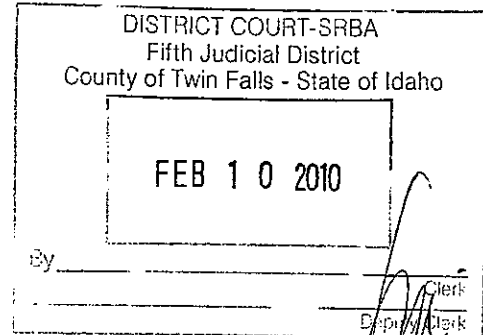
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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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 22-13905

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

FEB 10 2010

NAME AND ADDRESS: SHANNON DEE HUMBLE  
PO BOX 506  
VICTOR, ID 83455-0506

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER

QUANTITY: 0.21 CFS

PRIORITY DATE: 01/18/1905

POINT OF DIVERSION: T06N R4SE S08 NWNESE Within Teton County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-15 TO 10-31 | 0.21 CFS |

| PLACE OF USE: | Irrigation      | Within Teton County |
|---------------|-----------------|---------------------|
|               | T06N R4SE S17   |                     |
|               | NENW 0.2        | NWNW 0.2            |
|               | SWNW 3.9        | SENW 4.7            |
|               | 9.0 Acres Total |                     |

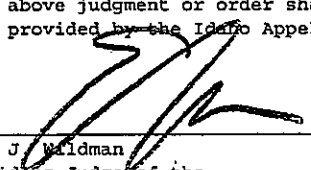
Right Nos. 22-13901 and 22-13905 are limited to the irrigation  
of a combined total of 9 acres in a single irrigation season.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS  
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
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In Re SRBA )  
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Case No. 39576 )  
 )  
 ) Water Right 22-13906

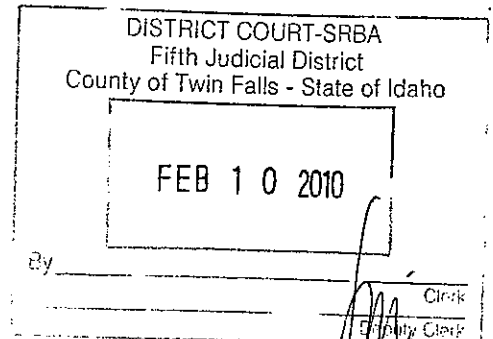
NAME AND ADDRESS: STATE OF IDAHO  
IDAHO TRANSPORTATION DEPT  
PO BOX 97  
RIGBY, ID 83442-0097

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER

QUANTITY: 0.10 CFS

PRIORITY DATE: 01/18/1905

POINT OF DIVERSION: T06N R45E S08 NWNESE Within Teton County



| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-15 TO 10-31 | 0.10 CFS |

| PLACE OF USE: | Irrigation             | Within Teton County |
|---------------|------------------------|---------------------|
|               | T06N R45E S17 NENW 0.2 | SENW 4.2            |
|               | 4.4 Acres Total        |                     |

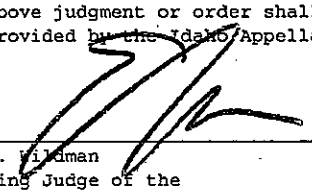
Right Nos. 22-13902 and 22-13906 are limited to the irrigation  
of a combined total of 4.4 acres in a single irrigation season.

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

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Eric J. Widman  
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 February 10, 2010, with sufficient first-class postage to the following:

W REID AND MARJEAN BROWER  
FAMILY TRUST  
881 HWY 32  
TETONIA, ID 83452

AARON POWERS  
KATHERINE HANSON  
MEGHAN HANSON  
THOMAS HANSON  
Represented by:  
BARTON J BIRCH  
81 N MAIN ST, STE B  
DRIGGS, ID 83422  
Phone: 208-354-0110

BEULAH BROWER  
Represented by:  
JERRY R. RIGBY  
25 N 2ND E  
PO BOX 250  
REXBURG, ID 83440-0250  
Phone: 208-356-3633

TETONIA PROPERTIES LLC  
C/O PETE FREYMAN  
394 S 100 W  
VICTOR, ID 83455

STATE OF IDAHO  
IDAHO TRANSPORTATION DEPT  
PO BOX 97  
RIGBY, ID 83442-0097

SHANNON DEE HUMBLE  
PO BOX 506  
VICTOR, ID 83455-0506

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

