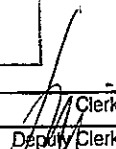


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FEB 03 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
FEB - 2 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: 73-00142, 73-00143,
73-12079 & 73-12105
(Whitworth Ranches, Inc.)

On December 15, 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 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 February 2, 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)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 73-00142

NAME AND ADDRESS: WHITWORTH RANCHES INC
PO BOX 167
MAY, ID 83253

SOURCE: TATER CREEK TRIBUTARY: PATTERSON CREEK

QUANTITY: 1.20 CFS

PRIORITY DATE: 06/01/1886

POINT OF DIVERSION: T15N R22E S18' NESW Within Lemhi County
NWSE
NESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.20 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T15N R21E S13	SWNE 31.0 SENE 36.0
		NESE 40.0 NWSE 40.0
	S24	SESE 21.0
	S25	NENE 26.0
	R22E S18 LOT 2	(SNNW) 39.0 SENW 25.0
	LOT 3	(NWSW) 40.0
	S19 LOT 1	(NWNW) 39.0 LOT 2 (SNNW) 40.0
	LOT 3	(NWSW) 37.0
	414.0 Acres Total	

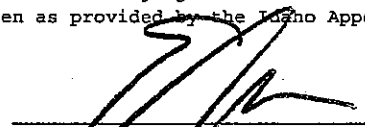
The rights listed below are limited to the irrigation of a combined total of 414 acres in a single irrigation season. Combined Right Nos.: 73-142, 73-143, 73-12079. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.

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

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 73-00143

NAME AND ADDRESS: WHITWORTH RANCHES INC
PO BOX 167
MAY, ID 83253

SOURCE: TATER CREEK TRIBUTARY: PATTERSON CREEK

QUANTITY: 2.00 CFS

PRIORITY DATE: 06/01/1897

POINT OF DIVERSION: T15N R22E S18 NESW Within Lemhi County
NESE
NWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	2.00 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T15N R21E S13	SWNE 31.0 SENE 36.0 NESE 40.0 NWSE 40.0
	S24	SESE 21.0
	S25	NENE 26.0
	R22E S18 LOT 2	(SWNW) 39.0 SENW 25.0
	LOT 3	(NWSW) 40.0
	S19 LOT 1	(NWNW) 39.0 LOT 2 (SWNW) 40.0
	LOT 3	(NWSW) 37.0
	414.0 Acres Total	

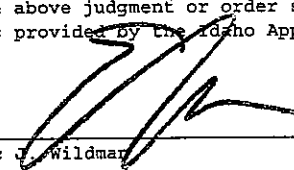
The rights listed below are limited to the irrigation of a combined total of 414 acres in a single irrigation season. Combined Right Nos.: 73-142, 73-143, 73-12079. This right is limited to the irrigation of 100 acres within the place of use described above in a single irrigation season.

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

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 73-12079

NAME AND ADDRESS: WHITWORTH RANCHES INC
PO BOX 167
MAY, ID 83253

SOURCE: TATER CREEK TRIBUTARY: PATTERSON CREEK

QUANTITY: 3.20 CFS

PRIORITY DATE: 08/05/1914

POINT OF DIVERSION: T15N R22E S18 NESW Within Lemhi County
NESE
NWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.20 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T15N R21E S13	SWNE 31.0 SENE 36.0 NESE 40.0 NWSE 40.0
	S24	SESE 21.0
	S25	NENE 26.0
	R22E S18 LOT 2	(SWNW)39.0 SENW 25.0
	LOT 3	(NWSW)40.0
	S19 LOT 1	(NWNW)39.0 LOT 2 (SWNW)40.0
	LOT 3	(NWSW)37.0
	414.0 Acres Total	

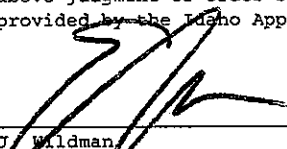
The rights listed below are limited to the irrigation of a combined total of 414 acres in a single irrigation season.
Combined Right Nos.: 73-142, 73-143, 73-12079.

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 73-12105

NAME AND ADDRESS: WHITWORTH RANCHES INC
PO BOX 167
MAY, ID 83253

SOURCE: MORGAN CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.20 CFS
The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 06/01/1883

POINT OF DIVERSION: T15N R21E S11 NENE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	11-01 TO 03-31	0.20 CFS

PLACE OF USE:	Stockwater		Within Lemhi County
	T15N R21E S12	SWSE	SESE
	S13	NENE	NWNE
		SWNE	SENE
		NESE	NWSE
		SWSE	
	R22E S07 LOT 4	(SWSW)	
	S18	NENW	LOT 1 (NWNW)
	LOT 2	(SWNW)	SENW
	LOT 3	(NWSW)	

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

The quantity of water decreed for this water right is not a
determination of historical beneficial use.

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.

[Signature]
Eric J. Wildman
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 02, 2010, with sufficient first-class postage to the following:

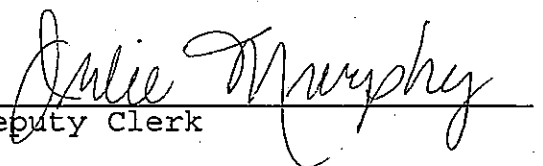
UNITED STATES OF AMERICA

Represented by:

US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

WHITWORTH RANCHES INC
PO BOX 167
MAY, ID 83253
Phone: 208-876-4278

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

Handwritten signature of Julie Murphy in cursive script, written over a horizontal line.