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DEPARTMENT OF
WATER RESOURCES

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

FEB - 1 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: 47-04311 & 47-17281
(Ranch Gate Subdivision HOA)

On December 18, 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 1, 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

Case No. 39576

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

Water Right 47-04311

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

FEB - 1 2010

By

Clerk

Deputy Clerk

NAME AND ADDRESS: RANCH GATE SUBDIVISION
HOMEOWNERS ASSN INC
PO BOX 309
KIMBERLY, ID 83341

SOURCE: UNNAMED STREAM TRIBUTARY: ROCK CREEK

The source of this right includes both spring water and waste water. All waste water remains subject to the right of the original appropriator to cease wasting water, to change the place and manner of wasting it, or to recapture that portion which is attributable to the original appropriation in good faith and in accordance with state laws governing changes in use and/or expansion of water rights.

QUANTITY: 0.44 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre for irrigation of the lands below.

PRIORITY DATE: 12/31/1970

POINT OF DIVERSION: T11S R18E S23 SWNWS Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.44 CFS

PLACE OF USE:	Irrigation	Within Twin Falls County
	T11S R18E S21	SWNW 6.0 SESW 16.0 NESW 40.0 NWSW 33.0
	95.0 Acres Total	

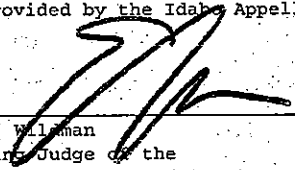
This right is limited to the irrigation of 22 acres within the place of use described above in a single irrigation season. Right Nos. 47-17281 and 47-4311 are limited to the irrigation of a combined total of 95 acres in a single irrigation season.

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. Wilman
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 47-17281

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

FEB - 1 2010

By

Clerk
Deputy Clerk

NAME AND ADDRESS:

RANCH GATE SUBDIVISION
HOMEOWNERS ASSN INC
PO BOX 309
KIMBERLY, ID 83341

SOURCE:

UNNAMED STREAM TRIBUTARY: ROCK CREEK

The source of this right includes both spring water and waste water. All waste water remains subject to the right of the original appropriator to cease wasting water, to change the place and manner of wasting it, or to recapture that portion which is attributable to the original appropriation in good faith and in accordance with state laws governing changes in use and/or expansion of water rights.

QUANTITY:

1.46 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre for irrigation of the lands below.

PRIORITY DATE:

08/04/1910

POINT OF DIVERSION:

T11S R18E S23 SWNWSW Within Twin Falls County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE:	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	1.46 CFS

PLACE OF USE:

Place of Use	SWNW	SENW	NWSW
T11S R18E S21	6.0	16.0	33.0
95.0 Acres Total			

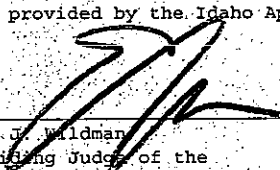
This right is limited to the irrigation of 73 acres within the place of use described above in a single irrigation season. Right Nos. 47-17281 and 47-4311 are limited to the irrigation of a combined total of 95 acres in a single irrigation season.

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

CERTIFICATE OF MAILING

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

RANCH GATE SUBDIVISION

Represented by:
DAVID A. COLEMAN
PO BOX 525
TWIN FALLS, ID 83303-0525
Phone: 208-734-1224

TWIN FALLS CANAL COMPANY

Represented by:
PAUL L ARRINGTON
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485
Phone: 208-733-0700

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

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".