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DEC 29 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2009 DEC 28 PM 1 32

**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
(HWHL LLC, *et al.*/ Five E Group LLLP/
Stennett)**

On October 9, 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 December 28, 2009.

JOHN M. MELANSON
Presiding Judge, *pro tem*
Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

73-00151
73-12126
73-12127
73-12128
73-12131
73-12132
73-12133
73-12134
73-12135
73-12136
73-12141
73-12142
73-12143

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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2009 DEC 28 PM 1 33

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 73-00151

NAME AND ADDRESS: HWHL LLC
LONE PINE HOLDING LLC
MLS HOLDINGS LLC
RIO B LLC
3007 CAN-ADA RD
MELBA, ID 83641

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 3.20 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands herein.

PRIORITY DATE: 07/01/1897

POINT OF DIVERSION: T13N R23E S33 SWNENE Within Custer County

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 Custer County
	T13N R23E S28	NENW 24.0 NWNW 35.0 SWNW 18.0 SENE 11.0 SWSW 1.7 SESW 16.0 S33 NWNE 2.0 NENW 34.0 NWNW 13.0
	154.7 Acres Total	

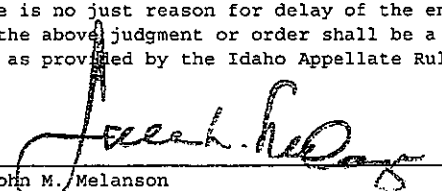
Right Nos. 73-151, 73-12143, 73-12128, 73-12133, 73-12136 and 73-12140 are limited to the irrigation of a combined total of 372.5 acres in a single irrigation season.

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.


John M. Melanson
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

DISTRICT COURT - SRBA
TWIN FALLS CO, IDAHO
FILED

In Re SRBA)
)
Case No. 39576)
_____)

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

Water Right 73-12126

2009 DEC 28 PM 1 33

NAME AND ADDRESS: FIVE E GROUP LLLP
3094 S ABIGAIL WAY
BOISE, ID 83706

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.17 CFS

The total amount of water diverted under this water right may
not exceed 0.14 cfs at the points of diversion described in the
NWNW T12N R23E S2, NESW T13N R23E S28 or NWNW T13N R23E S34.

PRIORITY DATE: 07/01/1897

POINT OF DIVERSION: T11N R24E S06 NENE Within Custer County
T12N R23E S02 NWNW
T13N R23E S28 NESW
S34 NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.17 CFS

PLACE OF USE:	Irrigation	Within Custer County
	T13N R23E S27 SWSW 15.0	
	S34 NENW 40.0	SWNW 19.0
	SENW 29.0	
	103.0 Acres Total	

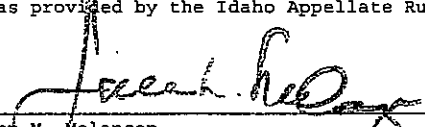
Right Nos. 73-12126, 73-12131, 73-12134 and 73-12141 are
limited to the irrigation of a combined total of 103 acres
in a single irrigation season.

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

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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED
2009 DEC 28 PM 1 33

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 73-12127

NAME AND ADDRESS: W CLINTON STENNETT
PO BOX 475
KETCHUM, ID 83340

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.34 CFS

The total amount of water diverted under this water right may not exceed 0.30 cfs at the points of diversion described in the NWNW T12N R23E S2, NESW T13N R23E S28 or NWNW T13N R23E S34.

PRIORITY DATE: 07/01/1897

POINT OF DIVERSION: T11N R24E S06 NENE Within Custer County
T12N R23E S02 NWNW
T13N R23E S28 NESW
S34 NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.34 CFS

PLACE OF USE:	Irrigation	Within Custer County
	T13N R23E S27	NWSW 4.7 SWSW 18.0
	S28	NESE 23.0 SWSE 1.0
		SESE 32.0
	S33	NENE 40.0 NWNE 15.8
		SWNE 18.1 SENE 40.0
		SWNW 20.0
	212.6 Acres Total	

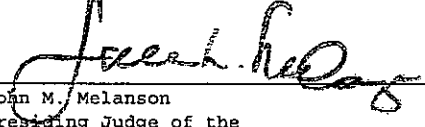
Right Nos. 73-12127, 73-12132, 73-12135, 73-12139 and 73-12142 are limited to the irrigation of a combined total of 212.6 acres in a single irrigation season.

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Joan M. Melanson
Presiding Judge of the
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DISTRICT COURT - SRBA
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FILED

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In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 73-12128

NAME AND ADDRESS: HWHL LLC
LONE PINE HOLDING LLC
MLS HOLDINGS LLC
RIO B LLC
3007 CAN-ADA RD
MELEA, ID 83641

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.60 CFS

The total amount of water diverted under this water right may not exceed 0.53 cfs at the points of diversion described in the NWNW T12N R23E S2, NESW T13N R23E S28 or NWNW T13N R23E S34.

PRIORITY DATE: 07/01/1897

POINT OF DIVERSION: T11N R24E S06 NENE Within Custer County
T12N R23E S02 NWNW
T13N R23E S28 NESW
S34 NWNW

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-01 TO 10-31 0.60 CFS

PLACE OF USE: Irrigation Within Custer County
T13N R23E S28 NENW 24.0 NWNW 35.0
SWNW 31.0 SENW 22.0
NESW 27.0 NWSW 30.0
SWSW 2.4 SESW 40.0
NWSE 32.0 SWSE 31.0
S33 NWNE 24.2 SWNE 20.9
NENW 40.0 NWNW 13.0
372.5 Acres Total

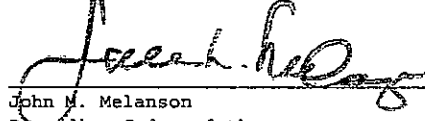
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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2009 DEC 28 PM 1 33

In Re SRBA)
)
Case No. 39576)
)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 73-12131

NAME AND ADDRESS: FIVE E GROUP LLLP
3094 S ABIGAIL WAY
BOISE, ID 83706

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.60 CFS

The total amount of water diverted under this water right may not exceed .52 cfs at the points of diversion described in the NWNW T12N R23E S2, NESW T13N R23E S28 or NWNW T13N R23E S34.

PRIORITY DATE: 08/07/1905

POINT OF DIVERSION: T11N R24E S06 NENE Within Custer County
T12N R23E S02 NWNW
T13N R23E S28 NESW
S34 NWNW

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-01 TO 10-31 0.60 CFS

PLACE OF USE: Irrigation Within Custer County
T13N R23E S27 SWSW 15.0
S34 NENW 40.0 SWNW 19.0
SENW 29.0
103.0 Acres Total

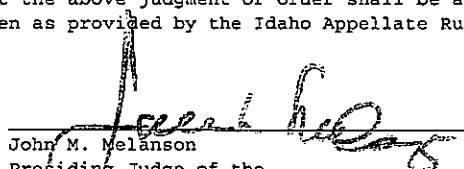
Right Nos. 73-12126, 73-12131, 73-12134 and 73-12141 are limited to the irrigation of a combined total of 103 acres in a single irrigation season.

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

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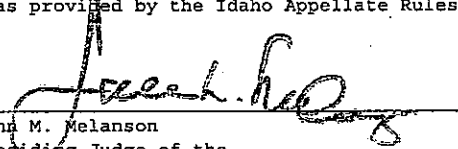
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DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED

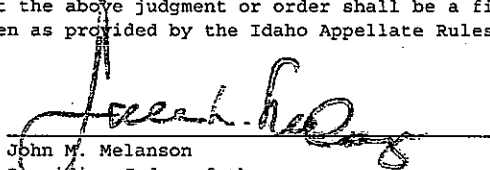
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 73-12133

2009 DEC 28 PM 1 33

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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

2009 DEC 28 PM 1 33

In Re SRBA)
)
Case No. 39576)
)
)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 73-12134

NAME AND ADDRESS: FIVE E GROUP LLLP
3094 S ABIGAIL WAY
BOISE, ID 83706

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.96 CFS

The total amount of water diverted under this water right may not exceed .6 cfs at the points of diversion described in the NWNW T12N R23E S2, NESW T13N R23E S28 or NWNW T13N R23E S34.

PRIORITY DATE: 11/19/1903

POINT OF DIVERSION: T11N R24E S06 NENE Within Custer County
T12N R23E S02 NWNW
T13N R23E S28 NESW
S34 NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.96 CFS

PLACE OF USE:	Irrigation	Within Custer County
	T13N R23E S27 SWSW 15.0	
	S34 NENW 40.0	SNNW 19.0
		SENW 29.0
	103.0 Acres Total	

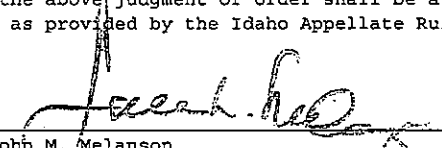
Right Nos. 73-12126, 73-12131, 73-12134, and 73-12141 are limited to the irrigation of a combined total of 103 acres in a single irrigation season.

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).

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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

In Re SRBA)
)
Case No. 39576)
)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 73-12135

2009 DEC 28 PM 1 33

NAME AND ADDRESS: W CLINTON STENNETT
PO BOX 475
KETCHUM, ID 83340

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 1.98 CFS

The total amount of water diverted under this water right may
not exceed 1.23 cfs at the points of diversion described in the
NWNW T12N R23E S2, NESW T13N R23E S28 or NWNW T13N R23E S34.

PRIORITY DATE: 11/19/1903

POINT OF DIVERSION: T11N R24E S06 NENE Within Custer County
T12N R23E S02 NWNW
T13N R23E S28 NESW
S34 NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.98 CFS

PLACE OF USE:	Irrigation	Within Custer County
	T13N R23E S27	NWSW 4.7 SWSW 18.0
	S28	NESE 23.0 SWSE 1.0
		SESE 32.0
	S33	NENE 40.0 NWNE 15.8
		SWNE 18.1 SENE 40.0
	S34	SWNW 20.0
	212.6 Acres Total	

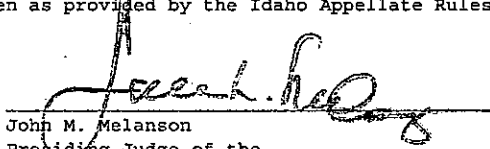
Right Nos. 73-12127, 73-12132, 73-12135, 73-12139 and 73-12142
are limited to the irrigation of a combined total of 212.6 acres
in a single irrigation season.

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

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In Re SRBA)
)
Case No. 39576)
_____)

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

Water Right 73-12136

2009 DEC 28 PM 1 33

NAME AND ADDRESS: HWHL LLC
LONE PINE HOLDING LLC
MLS HOLDINGS LLC
RIO B LLC
3007 CAN-ADA RD
MELBA, ID 83641

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 3.46 CFS

The total amount of water diverted under this water right may
not exceed 2.15 cfs at the points of diversion described in the
NWNW T12N R23E S2, NESW T13N R23E S28 or NWNW T13N R23E S34.

PRIORITY DATE: 11/19/1903

POINT OF DIVERSION: T11N R24E S06 NENE Within Custer County
T12N R23E S02 NWNW
T13N R23E S28 NESW
S34 NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.46 CFS

PLACE OF USE:	Irrigation	Within Custer County
	T13N R23E S28	NENW 24.0 NWNW 35.0
		SNNW 31.0 SENW 22.0
		NESW 27.0 NWSW 30.0
		SWSW 2.4 SESW 40.0
		NWSE 32.0 SWSE 31.0
	S33	NWNE 24.2 SWNE 20.9
		NENW 40.0 NWNW 13.0
	372.5 Acres Total	

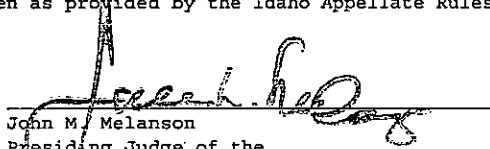
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Snake River Basin Adjudication

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

In Re SRBA)
)
Case No. 39576)
_____)

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

2009 DEC 28 PM 1 34

Water Right 73-12141

NAME AND ADDRESS: FIVE E GROUP LLLP
3094 S ABIGAIL WAY
BOISE, ID 83706

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 1.48 CFS

PRIORITY DATE: 02/18/1926

POINT OF DIVERSION: T11N R24E S06 SENE Within Custer County
T12N R23E S02 LOT 4 (NWNW)
T13N R23E S28 NESW
S34 NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.48 CFS

PLACE OF USE:	Irrigation	Within Custer County
	T13N R23E S27 SWSW 15.0	
	S34 NENW 40.0	SNNW 19.0
		SENW 29.0
	103.0 Acres Total	

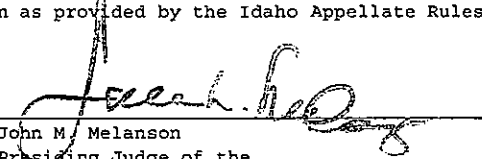
Right Nos. 73-12126, 73-12131, 73-12134, and 73-12141 are limited to the irrigation of a combined total of 103 acres in a single irrigation season.

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.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

DISTRICT COURT - SRBA
STRICT OF THE
WINIFALLS
TWIN FALLS CO., IDAHO

FILED
2009 DEC 28 PM 1 34

2009 DEC 28 PM 1 34

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DISTRICT COURT - SRGA
DISTRICT OF THE
TWIN FALLS CO., IDAHO
FILED _____

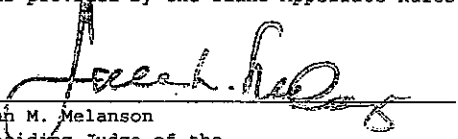
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 73-12143

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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.



John M. Melanson
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 December 28, 2009, with sufficient first-class postage to the following:

W CLINTON STENNETT
PO BOX 475
KETCHUM, ID 83340

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

BRETT MAC NEIL
SCYTHER & SPADE CO
453 S FITNESS PL
EAGLE, ID 83616
Phone: 208-893-5333

HWHL LLC
LONE PINE HOLDING LLC
MLS HOLDINGS LLC
RIO B LLC
3007 CAN-ADA RD
MELBA, ID 83641

FIVE E GROUP LLLP
3094 S ABIGAIL WAY
BOISE, ID 83706