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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2009 NOV 20 PM 1 41

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 AMENDED PARTIAL
) DECREES
)
) For water rights: 47-17254,
) 47-17255, 47-17256 & 47-17257
)

A *Partial Decree* was issued in each of the above-captioned water rights on June 19, 2009. On November 5, 2009, the Court received correspondence from the Idaho Department of Water Resources stating that each *Partial Decree* contains two exact same errors. The Point of Diversion reading T12S R15E Sec 35 NENE should read NESE. A second Point of Diversion reading T12S R15E Sec 02 SENE should read T13S. These error were not present in the *Notice of Completed Administrative Proceeding* filed for each of these claims on April 21, 2009. The Court finds these errors are due to clerical errors.

Therefore, IT IS ORDERED that the above-captioned water rights are hereby amended and decreed as set forth in the attached *Amended Partial Decrees Pursuant to I.R.C.P. 54(b)*.

Dated November 20, 2009


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2009 NOV 20 PM 1 41

AMENDED

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

Water Right 47-17254

In Re SRBA)
)
Case No. 39576)
)

NAME AND ADDRESS: JULINA L CURTIS
LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS, ID 83301

SOURCE: GROUND WATER

QUANTITY: 0.26 CFS
126.30 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above. Rights 47-17254, 47-17255, 47-17256 and 47-17257 when combined shall not exceed a total diversion rate of 3.00 cfs, a total annual maximum diversion volume of 1461.0 af at the field headgate.

PRIORITY DATE: 01/26/1970

POINT OF DIVERSION: T13S R15E S12 SWSNW Within Twin Falls County
SWSNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-01	0.26 CFS 126.30 AFY

The period of use for the irrigation described in this approval may be extended to an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

PLACE OF USE:	Irrigation	Within Twin Falls County
	T12S R15E S25	NWNW 32.0 SWNW 32.0
		NWSW 32.0 SWSW 32.0
	S35	NESE 31.0 NWSE 33.0
		SWSE 32.0 SESE 32.0
	T13S R15E S01 LOT 3	(NENW)31.0 LOT 4 (NWNW)31.0
		SWNW 32.0 SENW 34.0
	S02 LOT 1	(NENE)32.0 LOT 2 (NWNE)32.0
		SWNE 32.0 SENE 32.0
	512.0 Acres Total	

This right is limited to the irrigation of 37.5 acres within the place of use described above in a single irrigation season. Right Nos. 47-17254, 47-17255, 47-17256 and 47-17257 are limited to the rrigation of a combined total of 405 acres in a single irrigation season.

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

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an

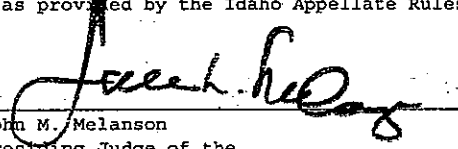
OTHER PROVISIONS (continued)

approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

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

AMENDED

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2009 NOV 20 PM 1 41

In Re SRBA

Case No. 39576

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

Water Right 47-17255

NAME AND ADDRESS: JULINA L CURTIS
LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS, ID 83301

SOURCE: GROUND WATER

QUANTITY: 0.85 CFS
412.70 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above. Rights 47-17254, 47-17255, 47-17256 and 47-17257 when combined shall not exceed a total diversion rate of 3.00 cfs, a total annual maximum diversion volume of 1461.0 af at the field headgate.

PRIORITY DATE: 01/26/1970

POINT OF DIVERSION: T13S R15E S12 SWSNW Within Twin Falls County
SWSNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-01	0.85 CFS 412.70 AFY

The period of use for the irrigation described in this approval may be extended to an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

PLACE OF USE:	Irrigation	Within Twin Falls County
	T12S R15E S25	NWNW 32.0 SWNW 32.0
		NWSW 32.0 SWSW 32.0
	S35	NESE 31.0 NWSE 33.0
		SWSE 32.0 SESE 32.0
	T13S R15E S01 LOT 3	(NENW) 31.0 LOT 4 (NWNW) 31.0
		SWNW 32.0 SENW 34.0
	S02 LOT 1	(NENE) 32.0 LOT 2 (NWNE) 32.0
		SWNE 32.0 SENE 32.0
	512.0 Acres Total	

Right Nos. 47-17254, 47-17255, 47-17256 and 47-17257 are limited to the rrigation of a combined total of 405 acres in a single irrigation season.
This right is limited to the irrigation of 122.5 acres within the place of use described above in a single irrigation season.

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

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this

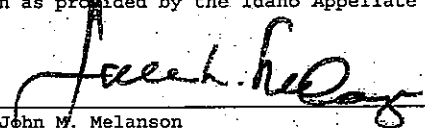
OTHER PROVISIONS (continued)

right when water from the appurtenant surface water rights cannot be delivered to the right holder. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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 W. 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

AMENDED

DISTRICT COURT - SRBA
TWIN FALLS CO, IDAHO

2009 NOV 20 PM 1 41

In Re SRBA

Case No. 39576

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

Water Right 47-17256

NAME AND ADDRESS: JULINA L CURTIS
LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS, ID 83301

SOURCE: GROUND WATER

QUANTITY: 0.45 CFS
219.50 AFY

Rights 47-17254, 47-17255, 47-17256 and 47-17257 when combined shall not exceed a total diversion rate of 3.00 cfs, a total annual maximum diversion volume of 1461.0 at the field headgate. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/28/1957

POINT OF DIVERSION: T13S R15E S12 SWSWNW Within Twin Falls County
SWSWNW

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	0.45 CFS 219.50 AFY

PLACE OF USE:	Irrigation	Within Twin Falls County
T12S R15E S25	NWNW 32.0	SWNW 32.0
	NWSW 32.0	SWSW 32.0
S35	NESE 31.0	NWSE 33.0
	SWSE 32.0	SESE 32.0
T13S R15E S01 LOT 3	(NENW) 31.0	LOT 4 (NWNW) 31.0
	SWNW 32.0	SENE 34.0
S02 LOT 1	(NENE) 32.0	LOT 2 (NWNE) 32.0
	SWNE 32.0	SENE 32.0
	512.0 Acres Total	

Right Nos. 47-17254, 47-17255, 47-17256 and 47-17257 are limited to the rrigation of a combined total of 405 acres in a single irrigation season.

This right is limited to the irrigation of 58 acres within the place of use described above in a single irrigation season.

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

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

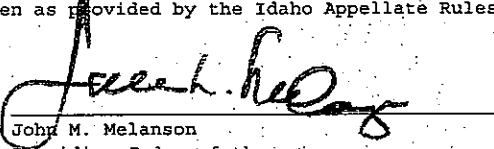
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

OTHER PROVISIONS (continued)

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

AMENDED

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

Water Right 47-17257

In Re SRBA

Case No. 39576

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED
2009 NOV 20 PM 1 41

NAME AND ADDRESS: JULINA L CURTIS
LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS, ID 83301

SOURCE: GROUND WATER

QUANTITY: 1.44 CFS
702.50 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above. Rights 47-17254, 47-17255, 47-17256 and 47-17257 when combined shall not exceed a total diversion rate of 3.00 cfs, a total annual maximum diversion volume of 1461.0 af at the field headgate.

PRIORITY DATE: 06/28/1957

POINT OF DIVERSION: T13S R15E S12 SWSNW Within Twin Falls County
SWSNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.44 CFS 702.50 AFY

PLACE OF USE:	Irrigation	Within Twin Falls County
T12S R15E S25	NWNW 32.0	SWNW 32.0
	NWSW 32.0	SWSW 32.0
S35	NESE 31.0	NWSE 33.0
	SWSE 32.0	SESE 32.0
T13S R15E S01 LOT 3	(NENW) 31.0	LOT 4 (NWNW) 31.0
	SWNW 32.0	SENW 34.0
S02 LOT 1	(NENE) 32.0	LOT 2 (NWNE) 32.0
	SWNE 32.0	SENE 32.0
512.0 Acres Total		

This right is limited to the irrigation of 187 acres within the place of use described above in a single irrigation season. Right Nos. 47-17254, 47-17255, 47-17256 and 47-17257 are limited to the irrigation of a combined total of 405 acres in a single irrigation season.

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

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS

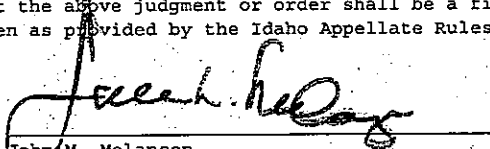
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREES was mailed on November 20, 2009, with sufficient first-class postage to the following:

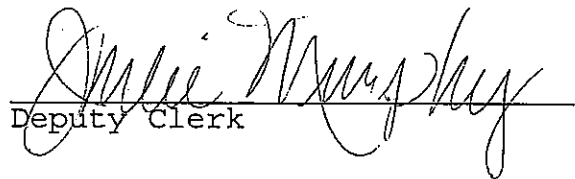
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

JULINA L CURTIS
LOWELL B CURTIS
1930 E 2200 N
TWIN FALLS, ID 83301

ORDER

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Deputy Clerk