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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
SEP 30 2009
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: 73-00127 & 73-12041
(Simpson)

On August 17, 2009, an *Amended Special Master's Report and Recommendation* was filed for the above-captioned water rights. No Challenges were filed to the *Amended 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 *Amended 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 September 30, 2009.

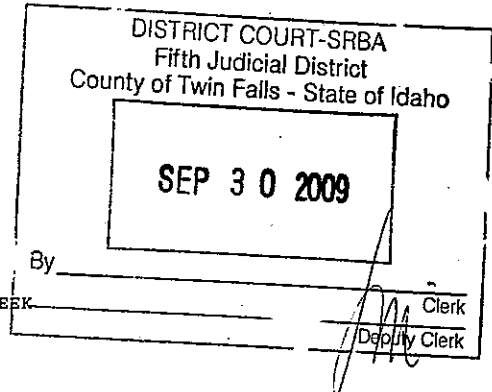

JOHN M. MELANSON

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 73-00127



NAME AND ADDRESS: KAREN JEAN SIMPSON
PATRICK E SIMPSON
PO BOX 414
HAILEY, ID 83333

SOURCE: MORGAN CREEK TRIBUTARY: PAHSIMEROI RIVER
NORTH FORK MORGAN CREEK TRIBUTARY: MORGAN CREEK

QUANTITY: 3.20 CFS

PRIORITY DATE: 03/01/1908

POINT OF DIVERSION: T16N R21E S36 NESE Within Lemhi County
R22E S31 LOT 6 (SNNW)
LOT 8 (NNSW)

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
T16N R21E S36 NESE 4.1 SESE 11.0
R22E S31 LOT 5 (SNNW) 0.7 LOT 8 (NNSW) 10.0
LOT 7 (NNSW) 1.2 LOT 9 (NNSW) 5.9
LOT 10 (SWSW) 0.6
46.5 Acres Total

Right Nos. 73-127 and 73-12041 are limited to the irrigation of
a combined total of 46.5 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.

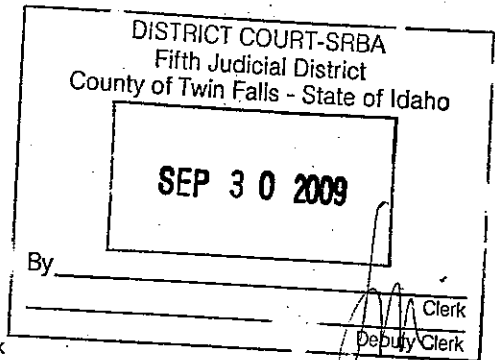
John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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

In Re SRBA)
Case No. 39576)

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

Water Right 73-12041



NAME AND ADDRESS: PATRICK E SIMPSON
PO BOX 414
HAILEY, ID 83333

SOURCE: MORGAN CREEK TRIBUTARY: PAHSIMEROI RIVER
NORTH FORK MORGAN CREEK TRIBUTARY: MORGAN CREEK

QUANTITY: 3.82 CFS

The quantity of water under this right for stockwater use shall
not exceed 13,000 gallons per day.

PRIORITY DATE: 06/16/1917

POINT OF DIVERSION: T16N R21E S36 NESE Within Lemhi County
R22E S31 LOT 6 (SNNW)
LOT 8 (NWSW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 07-15	3.82 CFS
	Stockwater	04-01 TO 12-01	0.05 CFS

PLACE OF USE:	Irrigation	Stockwater
	T16N R21E S36 NESE 4.1 SESE 11.0 R22E S31 LOT 5 (SNNW) 0.7 LOT 8 (NWSW) 10.0 LOT 10 (SWSW) 0.6 46.5 Acres Total	T16N R21E S36 NESE SESE R22E S31 LOT 5 (SNNW) LOT 7 (NWSW) LOT 10 (SWSW)

Right Nos. 73-127 and 73-12041 are limited to the irrigation of
a combined total of 46.5 acres in a single irrigation season.

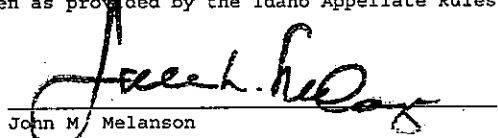
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for
stockwater use 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.


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 September 30, 2009, with sufficient first-class postage to the following:

KAREN JEAN SIMPSON
PATRICK E SIMPSON
PO BOX 414
HAILEY, ID 83333
Phone: 208-788-4413

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

ORDER

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Deputy Clerk