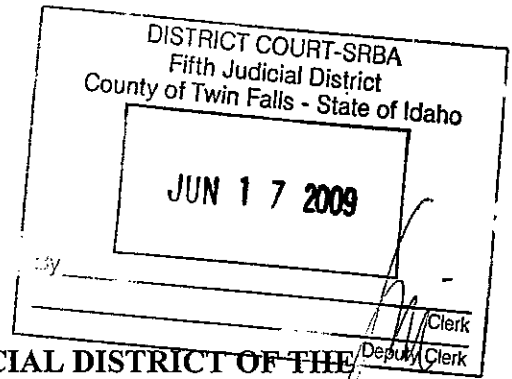


RECEIVED

JUN 18 2009

DEPARTMENT OF  
WATER RESOURCES



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     | ) | ORDER OF PARTIAL DECREE     |
|                | ) |                             |
| Case No. 39576 | ) | Subcase No. 37-21285        |
|                | ) | (Croy Creek Properties LLC) |
|                | ) |                             |

On April 20, 2009, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. 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 Recommendation* and wholly adopts them as its own.

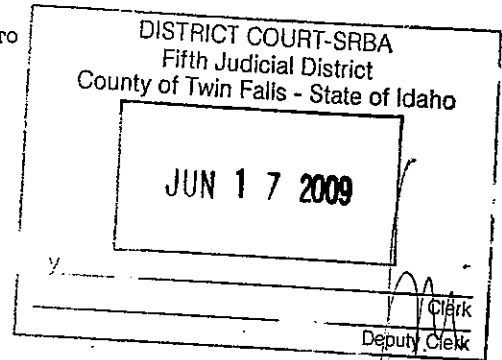
Therefore, IT IS ORDERED that the above-captioned water right be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED June 17, 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 37-21285



NAME AND ADDRESS: CROY CREEK PROPERTIES LLC  
PO BOX 1330  
HAILEY, ID 83333

SOURCE: BULLION CREEK TRIBUTARY: CROY CREEK

QUANTITY: 1.94 CFS

The rights listed below are limited to a total combined diversion  
rate of 1.94 cfs. Combined Right Nos. 37-21285 and 37-22067

PRIORITY DATE: 07/02/1964

POINT OF DIVERSION: T02N R17E S25 NESESW Within Blaine County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE          | PERIOD OF USE  | QUANTITY  |
|-------------------------------|-------------------------|----------------|-----------|
|                               | Diversion to Storage    | 03-15 TO 11-30 | 1.94 CFS  |
|                               | Irrigation Storage      | 01-01 TO 12-31 | 5.20 AFY  |
|                               | Irrigation from Storage | 04-15 TO 10-31 | 40.00 AFY |

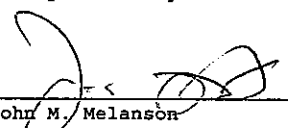
|               |                         |                      |
|---------------|-------------------------|----------------------|
| PLACE OF USE: | Irrigation Storage      | Within Blaine County |
|               | T02N R17E S25           | SWSE                 |
|               | Irrigation from Storage | Within Blaine County |
|               | T02N R17E S25           | NWSE 0.8             |
|               | S36                     | NENE 17.0            |
|               | 54.7 Acres Total        |                      |

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

2009 JUN 17 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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  
\_\_\_\_\_

)  
)  
)  
)  
CERTIFICATE OF MAILING

Water Right(s) : 37-21285

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 37-21285 was mailed  
on June 17, 2009, with sufficient first-class postage prepaid  
to the following:

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

CROY CREEK PROPERTIES LLC  
Represented by:  
EDWARD A LAWSON  
LAWSON LASKI CLARK POGUE PLLC  
675 SUN VALLEY RD STE A  
PO BOX 3310  
KETCHUM, ID 83340  
Phone: 208-725-0055

JULIE MURPHY  
Chief Deputy Clerk