

RECEIVED  
JUN 11 2009  
DEPARTMENT OF  
WATER RESOURCES

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

JUN 10 2009

by \_\_\_\_\_ Clerk  
\_\_\_\_\_ 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: 75-02137, 75-04199 & 75-04200  
(Storlie / Kaiser)

On March 26, 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.

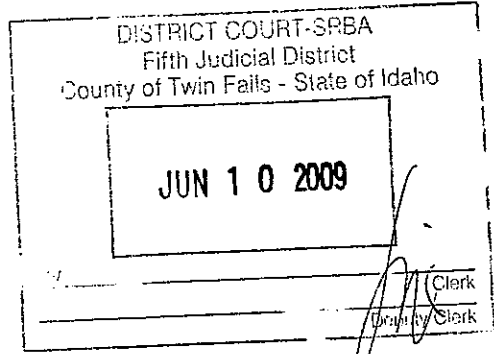
Therefore, IT IS ORDERED that the above-captioned water rights are hereby decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED June 10, 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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 75-02137



NAME AND ADDRESS: ERIK F STORLIE  
TAMARA L KAISER  
3217 HUMBOLDT AVE SOUTH  
MINNEAPOLIS, MN 55408

SOURCE: BIG HAT CREEK TRIBUTARY: HAT CREEK  
NORTH FORK HAT CREEK TRIBUTARY: HAT CREEK

QUANTITY: 0.76 CFS

PRIORITY DATE: 01/11/1960

POINT OF DIVERSION: T17N R20E S03 SESWSW Within Lemhi County  
S08 NWNESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.76 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T17N R20E S10	SWNW 5.4 NWSW 10.5 SWSE 14.1
	S15	NWNE 9.7
	68.3 Acres Total	

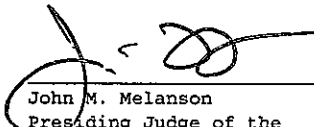
This right is limited to the irrigation of 26.7 acres within the place of use described above in a single irrigation season. The rights listed below are limited to the irrigation of a combined total of 68.3 acres in a single irrigation season. Combined Right Nos.: 75-2137, 75-4199, 75-4200 and 75-14494.

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

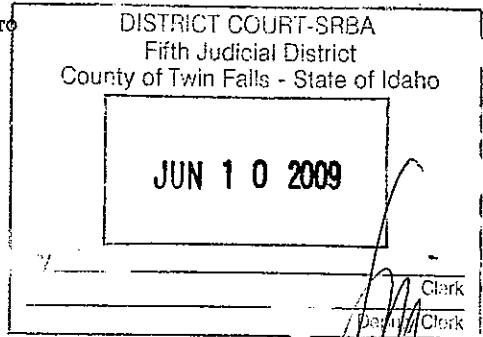
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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 75-04199



NAME AND ADDRESS: ERIK F STORLIE  
TAMARA L KAISER  
3217 HUMBOLDT AVE SOUTH  
MINNEAPOLIS, MN 55408

SOURCE: WEST FORK BIG HAT CREEK SALMON RIVER

QUANTITY: 0.47 CFS

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

PRIORITY DATE: 05/01/1930

POINT OF DIVERSION: T17N R20E S08 NWNESE Within Lemhi County  
S10 SWSWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.47 CFS
	Stockwater	01-01 TO 12-31	0.03 CFS

PLACE OF USE:	Area	Acres	Location
Irrigation	T17N R20E S10	3.6	NESW
		25.0	SESW
	S15	2.0	NWNE
		43.6	Acres Total
Stockwater			Within Lemhi County
			Same as Irrigation

The rights listed below are limited to the irrigation of a combined total of 68.3 acres in a single irrigation season. Combined Right Nos.: 75-2137, 75-4199, 75-4200 and 75-14494. This right is limited to the irrigation of 12.3 acres within the place of use described above in a single irrigation season. Right Nos. 75-4199 and 75-14494 are limited to the irrigation of a combined total of 43.6 acres in a single irrigation season.

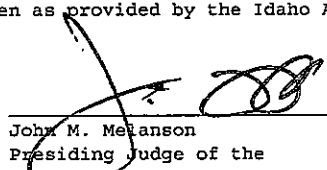
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.



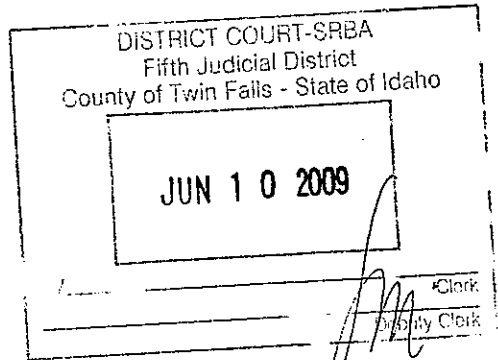
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John M. Melanson  
Presiding Judge of the  
Snake River Basin Adjudication

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 75-04200



NAME AND ADDRESS: ERIK F STORLIE  
TAMARA L KAISER  
3217 HUMBOLDT AVE SOUTH  
MINNEAPOLIS, MN 55408

SOURCE: NORTH FORK HAT CREEK TRIBUTARY: HAT CREEK

QUANTITY: 1.28 CFS

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

PRIORITY DATE: 05/01/1930

POINT OF DIVERSION: T17N R20E S03 SESWSW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.28 CFS
	Stockwater	01-01 TO 12-31	0.03 CFS

PLACE OF USE:		Within Lemhi County
Irrigation		
	T17N R20E S10	SWNW 5.4 NWSW 0.6
		SWSE 11.0
	S15	NWNE 7.7
	24.7 Acres Total	

Stockwater	Within Lemhi County
Same as Irrigation	

The rights listed below are limited to the irrigation of a  
combined total of 68.3 acres in a single irrigation season.  
Combined Right Nos.: 75-2137, 75-4199, 75-4200 and 75-14494.

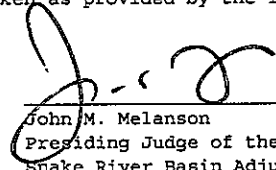
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.



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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 June 10, 2009, with sufficient first-class postage to the following:

COURTESY COPY  
ERIK F. STORLIE  
TAMARA L. KAISER  
PO BOX 37  
ELLIS, ID 83235

~~ERIK F STORLIE  
KAISER, TAMARA L  
3217 HUMBOLDT AVE S  
MINNEAPOLIS, MN 55408  
Phone: 612-822-8555~~

FRED CRABTREE  
PO BOX 24  
ELLIS, ID 83235  
Phone: 208-788-5622

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

ERIK F STORLIE  
TAMARA L KAISER  
3217 HUMBOLDT AVE SOUTH  
MINNEAPOLIS, MN 55408  
Phone: 612-822-8555