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MAY 12 2009

DEPARTMENT OF
WATER RESOURCES

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

MAY 11 2009

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

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

By _____ Clerk
Deputy Clerk

In Re SRBA

Case No. 39576

)
) Water Rights: 02-10402, 02-10403
) and 02-10404
)
) ORDER OF PARTIAL DECREES
) (Blackstock)
)

On December 29, 2006, the Idaho Department of Water Resources filed its *Director's Report for Basin 02, Part 1, Reporting Area 20, for Irrigation and Other Water Rights*, which included a recommendation for water right 02-02383.

On February 20, 2008, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Reports* notifying the Court that water right 02-02383 had been split into water rights **02-10402, 02-10403 and 02-10404**. No objections were filed to the *Amended Director's Reports* and the time period for filing objections has expired.

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

DATED

May 11, 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 02-10402

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

MAY 11 2009

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: BLACKSTOCK FAMILY
LIMITED PARTNERSHIP
6754 OPALINE RD
MELBA, ID 83641-4217

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 6.92 CFS
1730.00 AFY

Use of this right with Right No. 2-7388 is limited to a total
combined diversion rate of 9.0 cfs.

PRIORITY DATE: 12/29/1965

POINT OF DIVERSION: T01N R04W S03 LOT 3 (NENENW) (Injection) Within Owyhee County
T02N R04W S26 LOT 4 (SWSESE)
S34 SWSWE (Rediversion)
NWESE (Injection)
NESESE (Rediversion)

System uses injection and rediversion from Squaw Creek. Points
of injection are T1N R4W S3 L3 (NENENW), T2N R4W S34 NWESE.
Points of rediversion are T2N R4W S34 SWSWE and NESESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	6.92 CFS 1730.00 AFY

The use of water for irrigation under this right may begin as
early as March 1 provided other elements of the right are not
exceeded. The use of water before March 15 under this remark is
subordinate to all water rights having no subordinated early
irrigation use and a priority date earlier than the date a
partial decree is entered for this right.

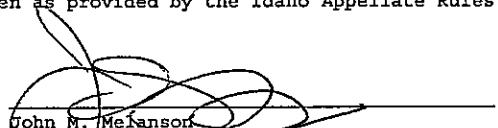
PLACE OF USE:	Irrigation	Within Owyhee County
	T01N R04W S02 LOT 3 (NENW) 4.0	LOT 4 (NWNW) 35.0
	SWNW 37.0	SENW 37.0
	NESW 40.0	NWSW 40.0
	SWSW 18.0	SESW 29.0
	S03 LOT 1 (NENE) 26.0	LOT 2 (NWNW) 6.0
	T02N R04W S34 NENE 28.0	SENE 39.0
	S35 SWSW 7.0	
	346.0 Acres Total	

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

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 02-10403

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

MAY 11 2009

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: BLACKSTOCK LIVESTOCK INC
6754 OPALINE RD
MELBA, ID 83641-4217

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.20 CFS
300.00 AFY

Use of this right with Right No. 2-7388 is limited to a total
combined diversion rate of 9.0 cfs.

PRIORITY DATE: 12/29/1965

POINT OF DIVERSION: T01N R04W S03 LOT 3 (NENENW) (Injection) Within Owyhee County
T02N R04W S26 LOT 4 (SWESE)
S34 SWSWE (Rediversion)
NWESE (Injection)
NESESE (Rediversion)

System uses injection and rediversion from Squaw Creek. Points
of injection are T1N R4W S3 L3 (NENENW), T2N R4W S34 NWESE.
Points of rediversion are T2N R4W S34 SWSWE and NESESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.20 CFS 300.00 AFY

The use of water for irrigation under this right may begin as
early as March 1 provided other elements of the right are not
exceeded. The use of water before March 15 under this remark is
subordinate to all water rights having no subordinated early
irrigation use and a priority date earlier than the date a
partial decree is entered for this right.

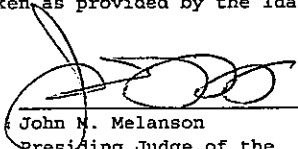
PLACE OF USE:	Irrigation	Within Owyhee County
	T02N R04W S34	NESW 3.0 SESW 8.0 NESE 12.0 NWSE 9.0 SWSE 28.0
	60.0 Acres Total	

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

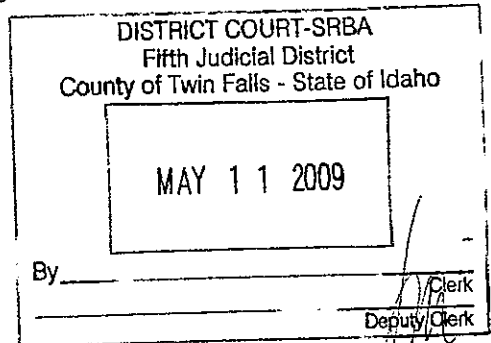
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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 N. 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 02-10404



NAME AND ADDRESS: TED S BLACKSTOCK
6754 OPALINE RD
MELBA, ID 83641-4217
SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 0.10 CFS
25.00 AFY

Use of this right with Right No. 2-7388 is limited to a total
combined diversion rate of 9.0 cfs.

PRIORITY DATE: 12/29/1965

POINT OF DIVERSION: T01N R04W S03 LOT 3 (NENENW) (Injection) Within Owyhee County
T02N R04W S26 LOT 4 (SWSESE)
S34 SWSWSE (Rediversion)
NWSESE (Injection)
NESESE (Rediversion)

System uses injection and rediversion from Squaw Creek. Points
of injection are T1N R4W S3 L3 (NENENW), T2N R4W S34 NWSESE.
Points of rediversion are T2N R4W S34 SWSWSE and NESESE

PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Irrigation	03-15 TO 11-15	0.10 CFS 25.00 AFY

The use of water for irrigation under this right may begin as
early as March 1 provided other elements of the right are not
exceeded. The use of water before March 15 under this remark is
subordinate to all water rights having no subordinated early
irrigation use and a priority date earlier than the date a
partial decree is entered for this right.

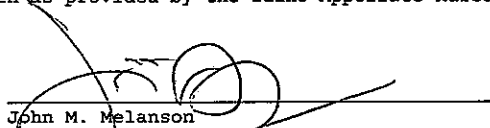
PLACE OF USE: Irrigation Within Owyhee County
T02N R04W S34 SESE 5.0
5.0 Acres Total

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
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RULE 54(b) CERTIFICATE

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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 May 11, 2009, with sufficient first-class postage to the following:

BLACKSTOCK FAMILY
LIMITED PARTNERSHIP
6754 OPALINE RD
MELBA, ID 83641-4217

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

BLACKSTOCK LIVESTOCK INC
TED S BLACKSTOCK
6754 OPALINE RD
MELBA, ID 83641-4217

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.