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MAR 24 2009

DEPARTMENT OF
WATER RESOURCES

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

MAR 23 2009

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

)
) Water Rights: 22-13828 & 22-13829

)
) ORDER OF PARTIAL DECREES

) (Hufsmith / Bobcat Development LLC)
)
)

On December 22, 2006, the Idaho Department of Water Resources filed its *Director's Report for Basin 22, Part II, Reporting Area 17, for Irrigation and Other Water Rights*, which included recommendations for water right 22-07128.

On December 31, 2007, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Reports* notifying the Court that water right 22-07128 had been split into water rights 22-13804 and 22-13805. On December 8, 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 22-13804 had been split into water rights **22-13828 and 22-13829**. No objections were filed to those *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

March 23, 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 22-13828

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
MAR 23 2009
By _____ Clerk Deputy Clerk

NAME AND ADDRESS: GUIOMAR W HUFSMITH
PO BOX 388
DRIGGS, ID 83422

SOURCE: GROUND WATER

QUANTITY: 1.69 CFS
613.20 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 02/25/1975

POINT OF DIVERSION: T05N R44E S23 NWSENE Within Teton County
NWSENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	1.69 CFS 613.20 AFY

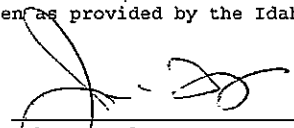
PLACE OF USE:	Irrigation	Within Teton County
	T05N R44E S23	
	NENE 32.0	NWNE 31.0
	SWNE 32.0	SENE 32.0
	NESE 20.0	NWSE 31.0
	SWSE 33.0	SESE 33.0
	244.0 Acres Total	

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..



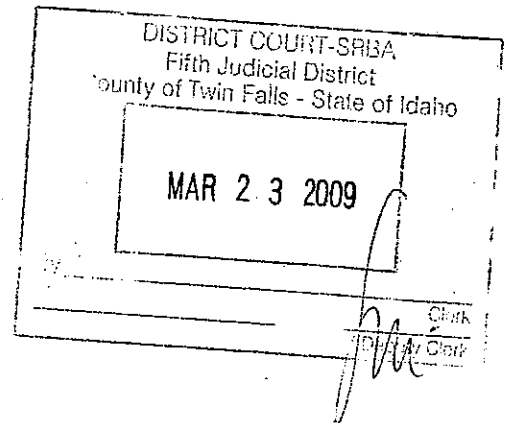
John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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)
)
Case No. 39576)
_____)

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

Water Right 22-13829



NAME AND ADDRESS: BOBCAT DEVELOPMENT LLC
30 N 1ST EAST
DRIGGS, ID 83442

SOURCE: GROUND WATER

QUANTITY: 0.02 CFS
5.30 AFY

THIS RIGHT AUTHORIZES THE DIVERSION OF AN ANNUAL TOTAL OF 5.3 AF
TO BE USED FOR FILLING OF THE POND AND FOR THE REPLACEMENT OF
LOSSES CAUSED BY EVAPORATION FROM THE POND.
THE POND ESTABLISHED BY THE STORAGE OF WATER UNDER THIS RIGHT
SHALL NOT EXCEED A TOTAL CAPACITY OF 3.4 ACRE FEET OR A TOTAL
SURFACE AREA OF 0.8 ACRES.

PRIORITY DATE: 02/25/1975

POINT OF DIVERSION: T06N R45E S24 NWNWNE Within Teton County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Diversion to Storage	01-01 TO 12-31	0.02 CFS
	Fire Protection Storage	01-01 TO 12-31	5.30 AFY

WHAT SHALL NOT BE DIVERTED FROM FIRE PROTECTION STORAGE EXCEPT
TO FIGHT OR REPEL AN EXISTING FIRE.

PLACE OF USE: Fire Protection Storage Within Teton County
T06N R45E S24 NWNE

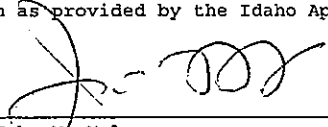
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE RIGHT HOLDER SHALL INSTALL AND MAINTAIN AN IMPERMEABLE LINER
IN THE POND(S) TO ELIMINATE SEEPAGE LOSSES.

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 March 23, 2009, with sufficient first-class postage to the following:

GUIOMAR W HUFSMITH
PO BOX 388
DRIGGS, ID 83422

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

BOBCAT DEVELOPMENT LLC
30 N 1ST EAST
DRIGGS, ID 83442

ORDER

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Deputy Clerk