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MAR 20 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
MAR 19 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

) Water Rights: 22-07065,
) 22-07085 & 22-12765
) (Hughes)
)
) ORDER OF PARTIAL DECREES
)
)

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 the above named water rights. No objections were filed and the time period for filing objections has expired.

On December 8, 2008, the Idaho Department of Water Resources filed an *Amended Notice of Completed Administrative Proceeding and Amended Director's Reports* notifying the Court of a transfer in each of the above named water rights. 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 March 19, 2009.

JOHN M. MELANSON

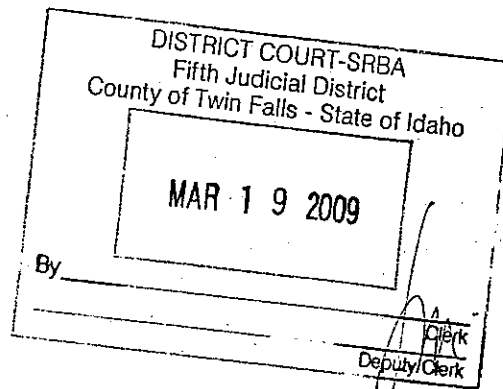
Presiding Judge

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 22-07065



NAME AND ADDRESS: RANDY HUGHES
310 N 2675 E
ST ANTHONY, ID 83445

SOURCE: GROUND WATER

QUANTITY: 5.20 CFS
910.00 AFY

The rights listed below are limited to a total combined diversion rate of 12.73 cfs and to a total combined annual diversion volume of 4707.5 AF. Combined Right Nos.: 22-7065, 22-7085, and 22-12765.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 02/26/1973

POINT OF DIVERSION: T07N R42E S17 SENENW Within Fremont County
S18 SWNNW
NENESW
NENESE

This right is limited to the irrigation of 260 acres within the place of use described above in a single irrigation season.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-15	5.20 CFS 910.00 AFY

PLACE OF USE:	Irrigation	Within Fremont County
T07N R42E S07 LOT 4	(SWSW) 29.0	SESW 34.0
	SWSE 30.0	SESE 33.0
S08	SWSW 32.0	SESW 35.0
	SWSE 32.0	SESE 33.0
S17	NENE 34.0	NWNE 33.0
	SWNE 33.0	SENE 35.0
	NENW 35.0	NWNW 32.0
	SWNW 33.0	SENW 35.0
	NESW 33.0	NWSW 39.0
	SWSW 30.4	SESW 35.8
	NESE 33.0	NWSE 31.0
	SWSE 1.9	
S18	NENE 34.0	NWNE 32.0
	SWNE 40.0	SENE 40.0
	NENW 33.0	LOT 1 (NWNW) 28.0
LOT 2	(SWNW) 37.0	SENW 40.0
	NESW 34.0	LOT 3 (NWSW) 30.0
LOT 4	(SWSW) 30.0	SESW 33.0
	NESE 33.0	NWSE 33.0
	SWSE 33.0	SESE 33.0
S20	NWNE 1.1	NENW 34.0
	NWNW 32.0	SWNW 1.0
	SENW 1.8	
1345.0 Acres Total		

PLACE OF USE (continued)

The rights listed below are limited to the irrigation of a combined total of 1345 acres in a single irrigation season. Combined Right Nos.: 22-7065, 22-7085, and 22-12765.

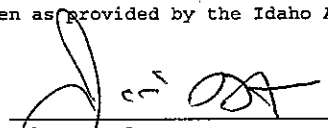
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Right No. 22-12765 is an enlargement of this right pursuant to Section 42-1426, Idaho Code. Prior to the diversion and use of water under Transfer approval 74559, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

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

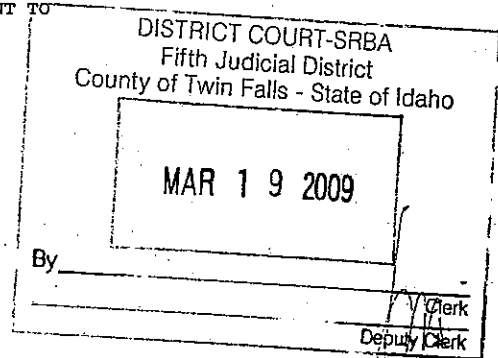
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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 Re SRBA)
)
Case No. 39576)
)

Water Right 22-07085



QUANTITY: 12.73 CFS
3286.50 AFY

POINT OF DIVERSION: T07N R42E S17 SENENW Within Fremont County
S18 SWNNW
NENESW
NENESE

PLACE OF USE:	Irrigation		Within Fremont County
	T07N R42E S07 LOT 4	(SWSW) 29.0	SESW 34.0
		SWSE 30.0	SESE 33.0
	S08	SWSW 32.0	SESW 35.0
		SWSE 32.0	SESE 33.0
	S17	NENE 34.0	NWNE 33.0
		SWNE 33.0	SENE 35.0
		NENW 35.0	NWNW 32.0
		SWNW 33.0	SENW 35.0
		NESW 33.0	NWSW 39.0
		SWSW 30.4	SESW 35.8
		NESE 33.0	NWSE 31.0
		SWSE 1.9	
	S18	NENE 34.0	NWNE 32.0
		SWNE 40.0	SENE 40.0
		NENW 33.0	(NWNW) 28.0
	LOT 2	(SWNW) 37.0	SENW 40.0
		NESW 34.0	(NWSW) 30.0
	LOT 4	(SWSW) 30.0	SESW 33.0
		NESE 33.0	NWSE 33.0
		SWSE 33.0	SESE 33.0
	S20	NWNE 1.1	NENW 34.0
		NWNW 32.0	SWNW 1.0
		SENW 1.8	
	1345.0 Acres Total		

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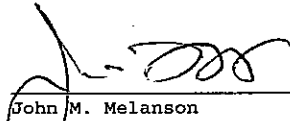
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Right No. 22-12765 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

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 22-12765

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

MAR 19 2009

By

Clerk
Deputy Clerk

NAME AND ADDRESS: RANDY HUGHES
310 N 2675 E
ST ANTHONY, ID 83445

SOURCE: GROUND WATER

QUANTITY: 1.55 CFS
511.00 AFY

The rights listed below are limited to a total combined
diversion rate of 12.73 cfs and to a total combined annual
diversion volume of 4707.5 AF. Combined Right Nos.: 22-7065,
22-7085, and 22-12765.

This right when combined with all other rights shall provide no
more than 0.02 cfs per acre nor more than 3.5 per acre at the
field headgate for irrigation of the lands above.

PRIORITY DATE: 05/15/1986

This water right is subordinate to all water rights with a
priority date earlier than April 12, 1994, that are not decreed
as enlargements pursuant to Section 42-1426, Idaho Code. As
between water rights decreed as enlargements pursuant to Section
42-1426, Idaho Code, the earlier priority right is the superior
right.

POINT OF DIVERSION: T07N R42E S17 SENENW Within Fremont County
S18 SWNWNW
NENESW
NENESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-15	1.55 CFS 511.00 AFY

PLACE OF USE:	Irrigation	Within Fremont County
	T07N R42E S07 LOT 4 (SWSW) 29.0	SESW 34.0
		SESE 33.0
	S08 SWSW 32.0	SESW 35.0
		SESE 33.0
	S17 NENE 34.0	NWNE 33.0
		SENE 35.0
		NWNW 32.0
		SENE 35.0
		NWSW 39.0
		SESW 35.8
		NWSE 31.0
	S18 NENE 34.0	NWNE 32.0
		SENE 40.0
		(NWNW) 28.0
	LOT 2 (SWNW) 37.0	SENE 40.0
		(NWSW) 30.0
	LOT 4 (SWSW) 30.0	SESW 33.0
		NWSE 33.0
		SESE 33.0
	S20 NWNE 1.1	NENW 34.0

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

	NWNW 32.0	SWNW 1.0
	SEnw 1.8	
1345.0 Acres Total		

The rights listed below are limited to the irrigation of a combined total of 1345 acres in a single irrigation season. Combined Right Nos.: 22-7065, 22-7085, and 22-12765.

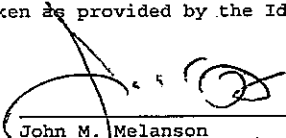
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is based upon an enlargement of Rights No. 22-7065 and 22-7085 pursuant to Section 42-1426, Idaho Code.

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 19, 2009, with sufficient first-class postage to the following:

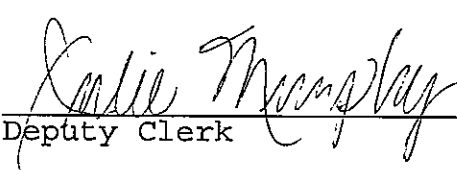
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

RANDY HUGHES
310 N 2675 E
ST ANTHONY, ID 83445
Phone: 208-624-3280

ORDER

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Deputy Clerk