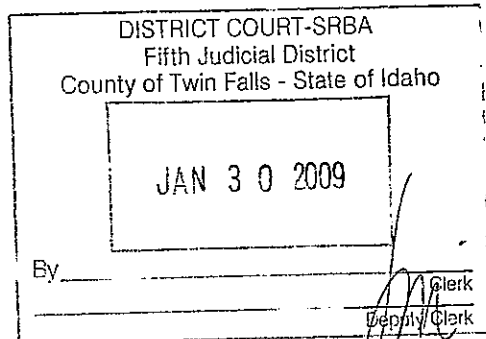


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

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

Water Right 75-02128



NAME AND ADDRESS: BRUCE A MC FARLAND
PO BOX 124
CARMEN, ID 83462

DAVID M MC FARLAND
THOMAS L MC FARLAND
PO BOX 125
CARMEN, ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.30 CFS

The rights listed below are limited to a total combined diversion
rate of 11.23 cfs.
Combined Right Nos. 75-63A, 75-77B, 75-2002, 752128, 75-10061AN,
and 75-10923.

PRIORITY DATE: 03/20/1957

POINT OF DIVERSION: T23N R22E S13 SWSWSE Within Lemhi County
S24 SENENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.30 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
T23N R22E S23	NESE 7.4	SESE 16.0
S24	NENW 9.5	NWNW 0.3
	SWNW 24.0	SENW 9.6
	NESW 12.0	NWSW 32.0
	SWSW 36.0	SESW 18.0
S25	NENW 11.0	NWNW 37.0
	SWNW 28.0	NWSW 1.8
S26	NENE 28.0	SENE 10.0
	NESE 0.1	
	280.7 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 280.7 acres in a single irrigation season.
Combined Right Nos.: 75-63A, 75-77B, 75-2002, 75-2128, 75-4341,
75-10061AN & 75-10923.

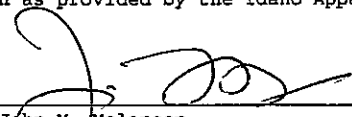
This right is limited to the irrigation of 15 acres within the
place of use described above in a single irrigation season.

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

DEPARTMENT OF
WATER RESOURCES

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

JAN 30 2009

By _____ Clerk
Deputy Clerk

**JUDICIAL DISTRICT OF THE
COUNTY OF TWIN FALLS**

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: See Attached Exhibit A (McFarland)

On October 22, 2008, 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 January 30, 2009

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A (MC FARLAND)

Subcase Nos:

75-00063A
75-00077B
75-02002
75-02128
75-10061AN
75-10923

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on January 30, 2009, with sufficient first-class postage to the following:

UNITED STATES OF AMERICA

Represented by:

US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

BRUCE A MC FARLAND
DAVID MC FARLAND
THOMAS MC FARLAND
PO BOX 124
CARMEN, ID 83462
Phone: 208-756-4805

DAVID M MC FARLAND
THOMAS L MC FARLAND
PO BOX 125
CARMEN, ID 83462
Phone: 208-756-3752

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

