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JAN 21 2009

DEPARTMENT OF
WATER RESOURCES

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

JAN 16 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

ORDER OF PARTIAL DECREES

Subcases: See Attached Exhibit A
(Dockter/McKay/Garn/Davis/
Lutch/Blankinship)

On October 21, 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 16, 2009

JOHN M. MELANSON

Presiding Judge

Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

75-02004A

75-02004D

75-02004F

75-02004G

75-02004K

75-02004L

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 75-02004A

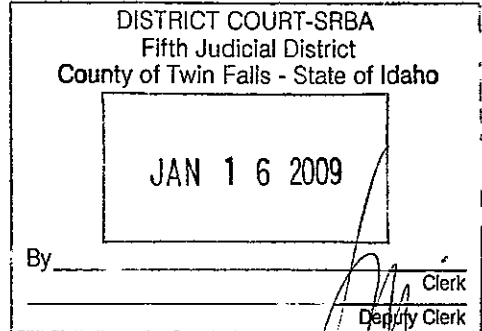
NAME AND ADDRESS: CYNTHIA D DOCKTER
THOMAS H DOCKTER
PO BOX 1799
VALLEY SPRINGS, CA 95252-1799

SOURCE: TOWER CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.06 CFS

PRIORITY DATE: 02/19/1907

POINT OF DIVERSION: T23N R22E S17 NWNE Within Lemhi County
SWNW



PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-01 TO 10-31 0.06 CFS

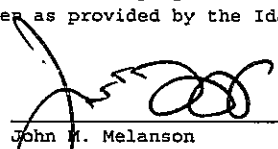
PLACE OF USE: Irrigation Within Lemhi County
T23N R22E S17 SWNW 0.9
S18 SENE 1.1
2.0 Acres Total

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.

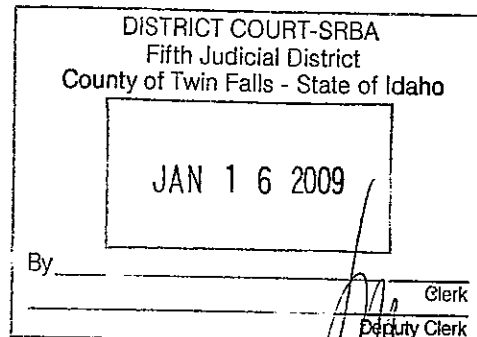

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 75-02004D



NAME AND ADDRESS: KRISTI PERISHO MC KAY
29 TOWER CREEK RD
CARMEN ID, ID 83462

DENNIS RADTKE
29 TOWER CREEK RD
CARMEN, ID 83462

SOURCE: TOWER CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.10 CFS

PRIORITY DATE: 02/19/1907

POINT OF DIVERSION: T23N R22E S17 SWNW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.10 CFS

PLACE OF USE: Irrigation Within Lemhi County
T23N R22E S18 SENE 2.0 NESE 4.0
6.0 Acres Total

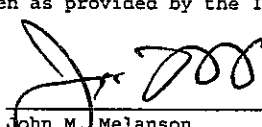
Right Nos. 75-2004D and 75-7142 are limited to the irrigation of
a combined total of 6 acres in a single irrigation season.

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

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NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
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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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 75-02004F

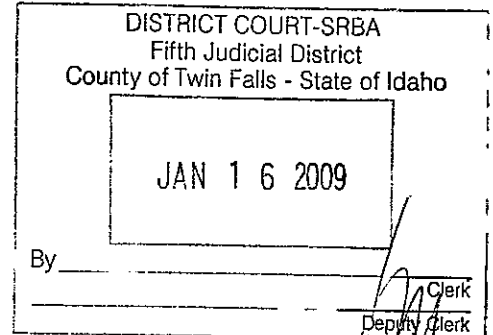
NAME AND ADDRESS: JAMES N GARN
JOAN B GARN
200 N FREMONT BOX 85
SUGAR CITY, ID 83448

SOURCE: TOWER CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.04 CFS

PRIORITY DATE: 02/19/1907

POINT OF DIVERSION: T23N R22E S17 SWNW Within Lemhi County



PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.04 CFS

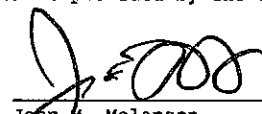
PLACE OF USE: Irrigation Within Lemhi County
T23N R22E S18 SENE 2.0
2.0 Acres Total

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

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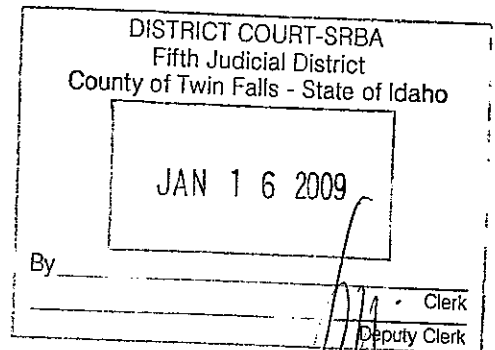

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 75-02004G



NAME AND ADDRESS: DANI DAVIS
2 REDTAIL LN
CARMEN, ID 83462

SOURCE: TOWER CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.18 CFS

PRIORITY DATE: 02/19/1907

POINT OF DIVERSION: T23N R22E S17 NWSENW Within Lemhi County
S18 SESENE

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.18 CFS

PLACE OF USE: Irrigation Within Lemhi County
T23N R22E S18 SENE 3.8 NESE 2.4
6.2 Acres Total

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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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 75-02004K

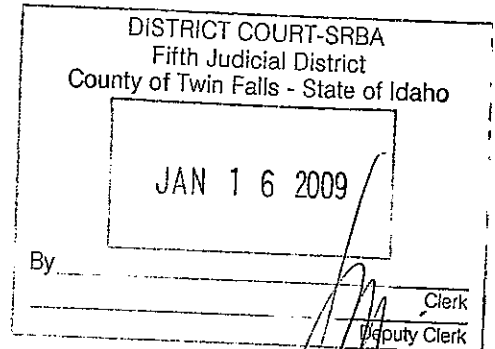
NAME AND ADDRESS: JEFFREY LUTCH
63 TOWER CREEK RD
CARMEN, ID 83462

SOURCE: TOWER CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.05 CFS

PRIORITY DATE: 02/19/1907

POINT OF DIVERSION: T23N R22E S17 SWNW Within Lemhi County
NWNE



PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.05 CFS

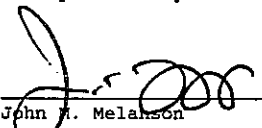
PLACE OF USE: Irrigation Within Lemhi County
T23N R22E S17 SWNW 2.6
2.6 Acres Total

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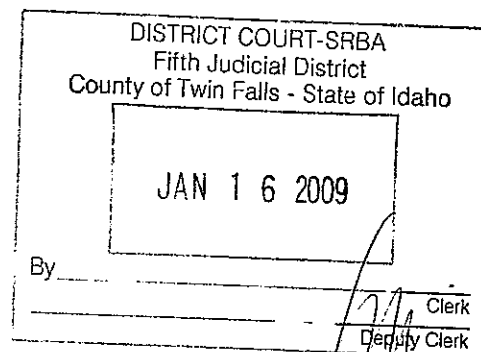

John M. Melanson
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In Re SRBA)
)
Case No. 39576)
_____)

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

Water Right 75-02004L



NAME AND ADDRESS: CAROLYN L BLANKINSHIP
PO BOX 1462
CARMEN, ID 83462

SOURCE: TOWER CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.11 CFS

PRIORITY DATE: 02/19/1907

POINT OF DIVERSION: T23N R22E S17 NWNE Within Lemhi County
SWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.11 CFS

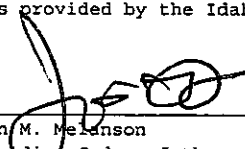
PLACE OF USE: Irrigation Within Lemhi County
T23N R22E S17 SWNW 5.6
5.6 Acres Total

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

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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 January 16, 2009, with sufficient first-class postage to the following:

CAROLYN L BLANKINSHIP
PO BOX 1462
CARMEN, ID 83462
Phone: 208-756-6108

CYNTHIA D DOCKTER
THOMAS H DOCKTER
PO BOX 1799
VALLEY SPRINGS, CA 95252-1799
Phone: 209-786-6800

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

DANI DAVIS
DANI MARIE DAVIS
2 REDTAIL LN
CARMEN, ID 83462
Phone: 208-756-8284

JAMES N GARN
JOAN B GARN
200 N FREMONT BOX 85
SUGAR CITY, ID 83448
Phone: 208-356-3203

KRISTI PERISHO MC KAY
29 TOWER CREEK RD
CARMEN ID, ID 83462
Phone: 208-756-8480

DENNIS RADTKE
29 TOWER CREEK RD
CARMEN, ID 83462
Phone: 208-756-8480

JEFFREY LUTCH
63 TOWER CREEK RD
CARMEN, ID 83462
Phone: 208-756-1602