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DEPARTMENT OF  
WATER RESOURCES

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

JAN - 6 2009

By \_\_\_\_\_ Clerk  
\_\_\_\_\_ 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 DECREE  
)  
)  
) For Water Right: 37-00481B  
) (Redstone Partners LP)  
)

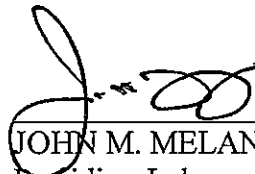
On October 30, 2008, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

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 Recommendation* and wholly adopts them as its own.

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

DATED

January 6, 2009



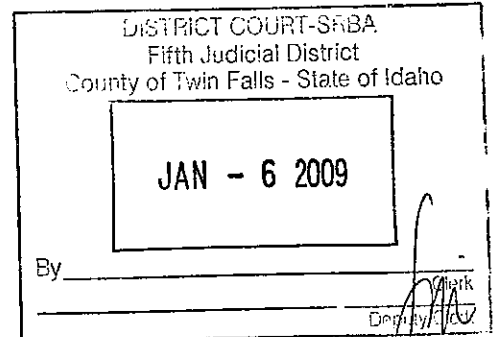
JOHN M. MELANSON

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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 37-00481B



NAME AND ADDRESS: REDSTONE PARTNERS LP  
1188 EAGLE VISTA CT  
RENO, NV 89511

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 13.67 CFS

Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads (for ground water rights) for this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 shall not exceed a total instantaneous rate of 28.7 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 1,435.1 acres).

Total volume of water delivered to the field from this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 shall not exceed 5,022.9 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 1,435.1 acres).

PRIORITY DATE: 08/01/1882

POINT OF DIVERSION: T02N R18E S36 NESWNW Within Blaine County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY  |
|----------------------------|----------------|----------------|-----------|
| Irrigation                 |                | 04-15 TO 10-31 | 13.67 CFS |

| PLACE OF USE: | Irrigation  | Within Blaine County |
|---------------|-------------|----------------------|
| T01N R19E S17 | SWNE 38.0   | SWNW 34.0            |
|               | SENE 40.0   | NESW 40.0            |
|               | NWSW 34.0   | SWSW 40.0            |
|               | SESW 35.0   | NESE 11.0            |
|               | NWSE 40.0   | SWSE 40.0            |
|               | SESE 22.0   |                      |
| S20           | NENE 39.0   | NWNE 39.0            |
|               | SWNE 19.0   | SENE 40.0            |
|               | NENW 37.0   | NWNW 40.0            |
|               | NESE 35.0   | NWSE 1.3             |
|               | SESE 13.0   |                      |
| S21 LOT 8     | (NWNW) 10.0 | LOT 9 (SWNW) 9.0     |
| LOT 11        | (NWSW) 24.0 | SWSW 36.0            |
| LOT 12        | (SESW) 1.2  |                      |
| S27           | NENE 11.0   | NWNE 9.0             |
|               | SWNE 40.0   | SENE 11.0            |
|               | SWNW 13.0   | SENE 30.0            |
|               | NESW 40.0   | NWSW 38.0            |
|               | SWSW 40.0   | SESW 30.0            |
|               | NESE 3.8    | NWSE 36.0            |
|               | SWSE 4.0    |                      |
| S28           | SWNE 14.0   | SENE 4.0             |
|               | NENW 13.0   | NWNW 29.0            |
|               | SWNW 6.4    | SENE 37.0            |
|               | NESW 22.0   | SESW 2.2             |
|               | NESE 39.0   | NWSE 39.0            |

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

PLACE OF USE (continued)

|     |           |           |
|-----|-----------|-----------|
|     | SWSE 36.0 | SESE 40.0 |
| S33 | NENE 40.0 | NWNE 14.0 |
|     | SENE 30.0 |           |
| S34 | NENW 0.2  | NWNW 31.0 |
|     | SWNW 15.0 |           |

1435.1 Acres Total

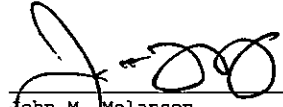
Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N and 37-22155 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.  
Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 are limited to the irrigation of a combined total of 1435.1 acres in a single irrigation season.  
This right is limited to the irrigation of 1079.0 acres within the place of use described above in a single irrigation season.  
Right Nos. 37-481B, 37-482G and 37-483B are limited to the irrigation of a combined total of 1079 acres 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

2009 JAN 06 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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  
\_\_\_\_\_

)  
)  
)  
)  
CERTIFICATE OF MAILING

Water Right(s): 37-00481B

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 37-00481B was mailed  
on January 06, 2009, with sufficient first-class postage prepaid  
to the following:

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

BILL MOLYNEUX  
GERALD BASHAW  
GRACE EAKIN  
JOHN F STEVENSON  
PEPIN CORSO-HARRIS  
PETE VAN DER MEULEN  
ROCKY SHERBINE  
TOM O GARA

Represented by:  
ALBERT P BARKER  
1010 W JEFFERSON, STE 102  
PO BOX 2139  
BOISE, ID 83701-2139  
Phone: 208-336-0700

BIG WOOD CANAL COMPANY

Represented by:  
CRAIG D. HOBDEY  
125 5TH AVE  
PO BOX 176  
GOODING, ID 83330  
Phone: 208-934-4429

REDSTONE PARTNERS LP

Represented by:  
JEFFREY C FEREDAY  
601 W BANNOCK ST  
PO BOX 2720  
BOISE, ID 83701-2720  
Phone: 208-388-1200

UNITED STATES OF AMERICA

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

JULIE MURPHY  
Chief Deputy Clerk