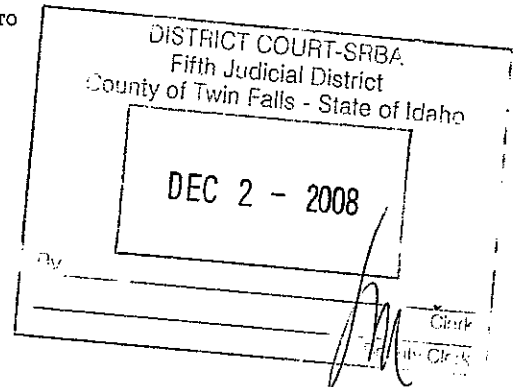


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA )  
Case No. 39576 )  
\_\_\_\_\_ )

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

Water Right 21-12988



NAME AND ADDRESS: CARLA MC DONALD  
MICHAEL E MC DONALD  
PO BOX 118  
CHESTER, ID 83421

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.04 CFS

The quantity of water under this right for stockwater use shall  
not exceed 13,000 gallons per day.  
Right Nos. 21-12987 and 21-12988 are limited to a total combined  
diversion rate of .08 cfs.

PRIORITY DATE: 07/25/1919

POINT OF DIVERSION: T08N R42E S18 NESESE Within Fremont County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------------------|----------------|----------------|----------|
|                            | Irrigation     | 04-01 TO 10-31 | 0.04 CFS |
|                            | Stockwater     | 04-01 TO 11-01 | 0.02 CFS |

PLACE OF USE: Irrigation Within Fremont County  
T08N R41E S13 LOT 5 (NESW) 2.0  
2.0 Acres Total

Stockwater Within Fremont County  
T08N R41E S13 NESW

Right Nos. 21-12987 and 21-12988 are limited to the irrigation  
of a combined total of 2 acres in a single irrigation season.

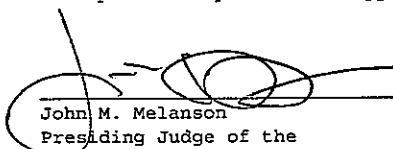
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for  
stockwater use is not a determination of historical beneficial  
use.

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  
Shake River Basin Adjudication

RECEIVED  
DEC 03 2008  
DEPARTMENT OF  
WATER RESOURCES

|                                                                                         |             |
|-----------------------------------------------------------------------------------------|-------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |             |
| DEC 2 - 2008                                                                            |             |
| 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 DECREES

Subcases: See Attached Exhibit A

On June 6, 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 September 2, 2008.

  
JOHN M. MELANSON  
Presiding Judge  
Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

21-02120  
21-10320  
21-12861  
21-12865  
21-12977  
21-12987  
21-12988  
21-12989  
21-13008

(Subcase list: UNCONSILK )  
10/28/08

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on December 02, 2008, with sufficient first-class postage to the following:

LOOSCO FARMS  
C/O LYNN LOOSLI  
3140 E 1100 N  
ASHTON, ID 83420  
Phone: 208-652-3312

CARLA MC DONALD  
MICHAEL E MC DONALD  
PO BOX 118  
Chester, ID 83421  
Phone: 208-624-4862

CARLA MC DONALD  
MICHAEL E MC DONALD  
PO BOX 118  
CHESTER, ID 83421  
Phone: 208-624-4862

KRISTEN SIMMONS  
LARRY SIMMONS  
PO BOX 36  
BANCROFT, ID 83217-0036  
Phone: 208-648-0864

SIDNEY H ELIASON TRUST  
PO BOX 73  
SWAN VALLEY, ID 83449-0073  
Phone: 208-483-4477

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

ALAN OPSAHL  
BRENDA OPSAHL  
1003 N 2950 E  
CHESTER, ID 83421  
Phone: 208-624-3708

SID ELIASON  
470 S 1300 E  
SALT LAKE CITY, UT 84102

ORDER

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Deputy Clerk