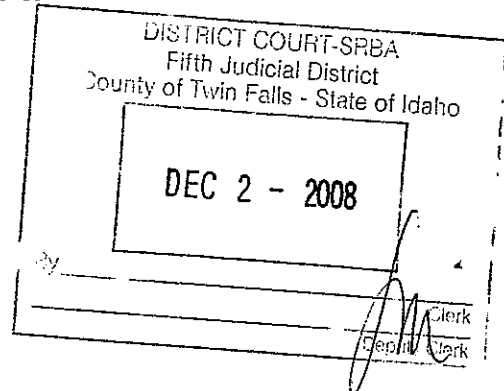


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
_____)

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

Water Right 21-12865



NAME AND ADDRESS: KRISTEN SIMMONS
LARRY SIMMONS
PO BOX 36
BANCROFT, ID 83217-0036

SOURCE: FALL RIVER TRIBUTARY: HENRYS FORK
HENRYS FORK TRIBUTARY: SNAKE RIVER

QUANTITY: 5.80 CFS

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION: T08N R41E S12 NENWSE Within Fremont County
R42E S20 NESWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	5.80 CFS

PLACE OF USE: Irrigation Within Fremont County
T08N R41E S12 NESE 40.0 LOT 2 (NWSE) 31.0
SWSE 33.0 SESE 33.0
137.0 Acres Total

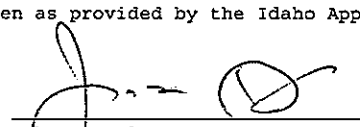
Right Nos. 21-12861 and 21-12865 are limited to the irrigation
of a combined total of 137 acres in a single irrigation season.

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

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

DEC 2 - 2008

By _____ Clerk
_____ Deputy Clerk

Subcases: See Attached Exhibit A

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

Page 1 12/02/08

FILE COPY FOR 00467


Deputy Clerk