

SEP 23 2008
DEPARTMENT OF
WATER RESOURCES

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

Case No. 39576

**Subcases: See Attached Exhibit A
(Stokes)**

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 19, 2008

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A (ROBERT & JEAN STOKES)

Subcase Nos:

75-00087C

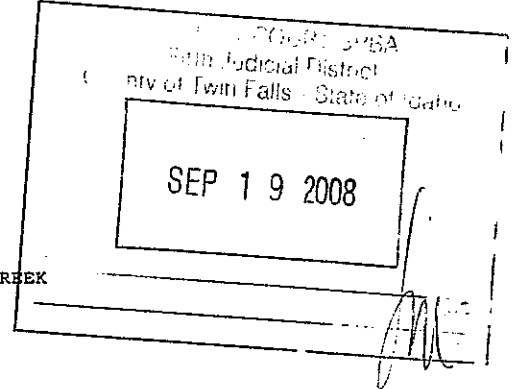
75-02099

75-04366

75-04367

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 75-00087C



NAME AND ADDRESS: JEAN STOKES
ROBERT HEBER STOKES
153 DIAMOND CRK RD
SALMON, ID 83467

SOURCE: SOUTH FORK WALLACE CREEK TRIBUTARY: WALLACE CREEK

QUANTITY: 0.90 CFS

PRIORITY DATE: 06/01/1912

POINT OF DIVERSION: T22N R21E S10 SENW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.90 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T22N R22E S07 LOT 9 (NESW) 2.0	SESW 26.0
	LOT 11 (SWSE) 2.2	
	S18 LOT 5 (NWNE) 5.8	NENW 9.0
	45.0 Acres Total	

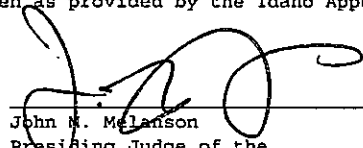
Place of use does not include federal public lands.

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).

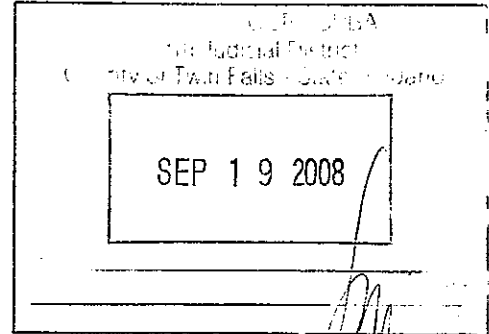
RULE 54(b) CERTIFICATE

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 75-02099



NAME AND ADDRESS: JEAN STOKES
ROBERT HEBER STOKES
153 DIAMOND CRK RD
SALMON, ID 83467

SOURCE: WALLACE LAKE TRIBUTARY: WALLACE CREEK

QUANTITY: 12.00 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre for irrigation of the lands below.

PRIORITY DATE: 05/13/1941

POINT OF DIVERSION: T22N R21E S08 SWSWSE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation Storage	01-01 TO 12-31	12.00 AFY
	Irrigation from Storage	04-01 TO 11-01	12.00 AFY

PLACE OF USE:	Irrigation from Storage	Within Lemhi County
	T22N R22E S07 LOT 9 (NESW) 1.0	SESW 12.0
	LOT 11 (SWSE) 2.0	
	S18 LOT 5 (NWNE) 6.0	NENW 6.0
	27.0 Acres Total	

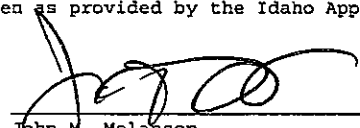
Place of use does not include federal public lands.

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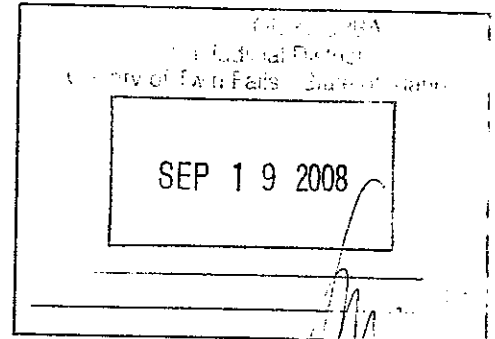

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 75-04366



NAME AND ADDRESS: JEAN STOKES
ROBERT HEBER STOKES
153 DIAMOND CRK RD
SALMON, ID 83467

SOURCE: WASTE WATER TRIBUTARY: SALMON RIVER

QUANTITY: 1.88 CFS

Right Nos. 75-4366 and 75-4367 are limited to a total combined
diversion rate of 0.02 cfs/acre.

PRIORITY DATE: 04/01/1886

POINT OF DIVERSION: T22N R22E S18 LOT 5 (NWNE) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.88 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T22N R22E S07 LOT 9 (NESW) 5.0	SESW 28.0
	LOT 11 (SWSE) 20.0	
	S18 LOT 5 (NWNE) 31.0	NENW 10.0
	94.0 Acres Total	

Right Nos. 75-4366 and 75-4367 are limited to the irrigation of
a combined total of 94 acres in a single irrigation season.
Place of use does not include federal public lands.

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

This right remains subject to the right of the original
appropriator, in good faith and in compliance with state laws
governing changes in use and/or expansion of water rights, to
cease wasting water, to change the place or manner of wasting
it, or to recapture it.

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
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A handwritten signature in blue ink, appearing to read "John M. Melanson".

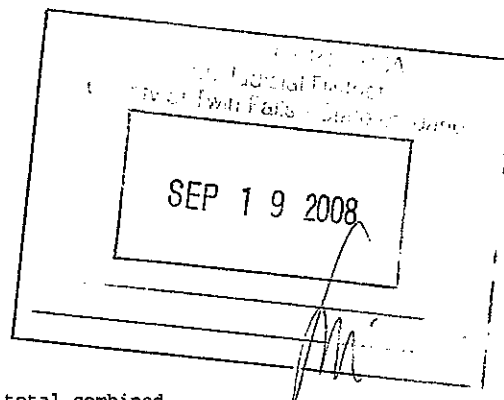
John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 75-04367



NAME AND ADDRESS: JEAN STOKES
ROBERT HEBER STOKES
153 DIAMOND CRK RD
SALMON, ID 83467

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 0.40 CFS

Right Nos. 75-4366 and 75-4367 are limited to a total combined
diversion rate of 0.02 cfs/acre.
The quantity of water under this right for stockwater use shall
not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1912

POINT OF DIVERSION: T22N R22E S18 SWNENW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.40 CFS
	Stockwater	01-01 TO 12-31	0.03 CFS

PLACE OF USE:			
	Irrigation		Within Lemhi County
	T22N R22E S07 LOT 9 (NESW) 0.5	SESW 17.0	
	S18 LOT 5 (NWNE) 4.5	NENW 10.0	
	32.0 Acres Total		
	Stockwater		Within Lemhi County
	T22N R22E S07 LOT 9 (NESW)		

Right Nos. 75-4366 and 75-4367 are limited to the irrigation of
a combined total of 94 acres in a single irrigation season.
Place of use does not include federal public lands.

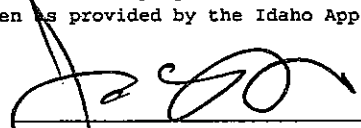
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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
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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 September 19, 2008, 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

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

JEAN STOKES
ROBERT HEBER STOKES
153 DIAMOND CRK RD
SALMON, ID 83467
Phone: 208-756-3423

ORDER

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Deputy Clerk