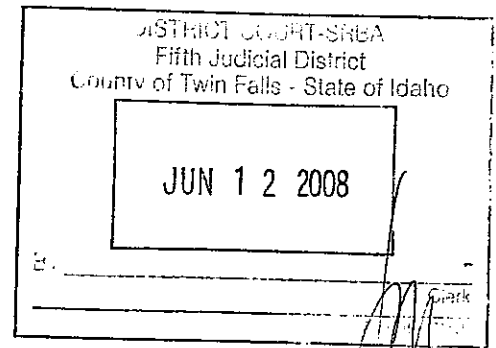




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

)
)
)
)
)

ORDER OF PARTIAL DECREE

For Water Right: 37-13355

On April 18, 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

June 12, 2008

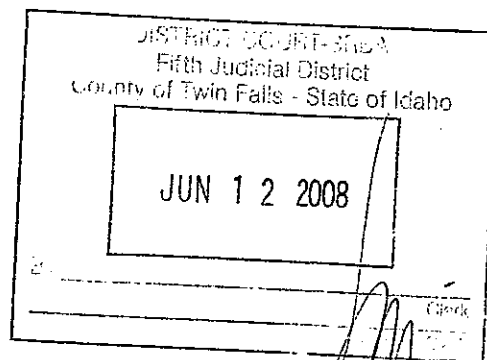

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

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)
)
Case No. 39576)
_____)

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

Water Right 37-13355



NAME AND ADDRESS: BAUSCHER RANCH INC
C/O RANDY BAUSCHER
111 PELICAN POINT
RUPERT, ID 83350

SOURCE: BIG DEER CREEK TRIBUTARY: DEER CREEK
CHICKEN CREEK TRIBUTARY: BIG DEER CREEK
LITTLE DEER CREEK TRIBUTARY: DEER CREEK
POWELL CREEK TRIBUTARY: SOLDIER CREEK
UNNAMED STREAM TRIBUTARY: BIG DEER CREEK
UNNAMED STREAM TRIBUTARY: CHICKEN CREEK
UNNAMED STREAM TRIBUTARY: LITTLE DEER CREEK
UNNAMED STREAM TRIBUTARY: POWELL CREEK

QUANTITY: 0.02 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 03/01/1900

POINT OF DIVERSION: T01N R14E S12 SENENE (Instream Beginning Point) Within Camas County
NENWNE (Instream Beginning Point)
NWNWSW (Instream Ending Point)
SESESW (Instream Beginning Point)
NESWSE (Instream Beginning Point)
S13 SWNWNE (Instream Ending Point)
SWNWNE (Instream Ending Point)
R15E S04 LOT 3 (NWNENW) (Instream Beginning Point)
SWNE (Instream Beginning Point)
SWNE (Instream Ending Point)
LOT 3 (NENW) (Instream Beginning Point)
LOT 3 (NENW) (Instream Ending Point)
SESW (Instream Beginning Point)
S05 SENWSW (Instream Beginning Point)
NWSE (Instream Beginning Point)
NWSE (Instream Beginning Point)
NWSE (Instream Ending Point)
SESE (Instream Ending Point)
SESE (Instream Beginning Point)
SESE (Instream Beginning Point)
S06 NWSE (Instream Beginning Point)
SWSE (Instream Beginning Point)
S07 SWSE (Instream Beginning Point)
S08 SWNW (Instream Ending Point)
SWSW (Instream Beginning Point)
SESE (Instream Beginning Point)
SESE (Instream Beginning Point)
S09 NENW (Instream Ending Point)
NWSW (Instream Beginning Point)
NWSW (Instream Ending Point)
NWSW (Instream Beginning Point)
S17 NESWNE (Instream Beginning Point)
SWNE (Instream Beginning Point)
SWNE (Instream Ending Point)
S18 NWSENE (Instream Ending Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	04-01 TO 11-30	0.02 CFS

PLACE OF USE:	Stockwater		Within Camas County
	T01N R14E S12	NENE	NWNE
		SWNE	SENE
		SWNW	SENW
		NWSW	SESW
		SWSE	
	S13	NWNE	NENW
	R15E S04	SWNE	LOT 3 (NENW)
		SESW	
	S05	NWSW	SWSW
		NWSE	SESE
	S06	NWSE	SWSE
		SESE	
	S07	NENE	SWSE
		SESE	
	S08	NWNW	SWNW
		SWSW	SESE
	S09	NENW	NWSW
	S17	NENE	NWNE
		SWNE	
	S18	NWNE	NENW
		SENW	

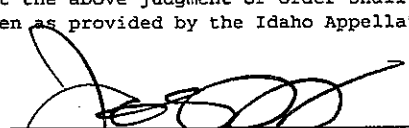
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right 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
 Snake River Basin Adjudication

2008 JUN 12 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	)	CERTIFICATE OF MAILING
	)	
Case No. 39576	)	
_____	)	Water Right(s): 37-13355

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 37-13355 was mailed
on June 12, 2008, with sufficient first-class postage prepaid
to the following:

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

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

BAUSCHER RANCH INC
C/O RANDY BAUSCHER
111 PELICAN POINT
RUPERT, ID 83350
Phone: 208-436-0292

JULIE MURPHY
Chief Deputy Clerk