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MAY 19 2008

DEPARTMENT OF
WATER RESOURCES

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

MAY 16 2008

By _____ Clerk
Deputy 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
(O'Neal)

On March 27, 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 May 16, 2008.

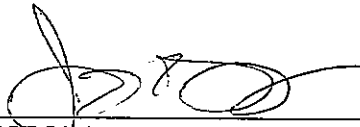

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - (O'NEAL)

Subcase Nos:

73-00048

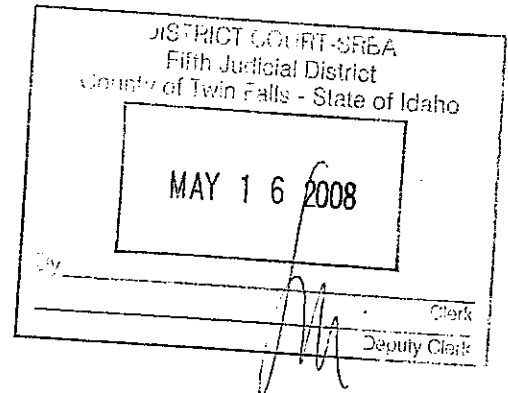
73-00050

73-00052

73-02150

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 73-00048



NAME AND ADDRESS: LYNETTE A O NEAL
MERLE J O NEAL
32 FALLS CREEK LN
MAY, ID 83253

SOURCE: FALLS CREEK TRIBUTARY: PATTERSON CREEK

QUANTITY: 3.20 CFS

The quantity of water under this right shall be measured at a
point in T14N, R22E, S01, SESW.

PRIORITY DATE: 04/01/1882

POINT OF DIVERSION: T14N R23E S06 LOT 6 (NENENE) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.20 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T14N R22E S08	NENE 40.0 NWNE 39.0 SWNE 11.0 SENE 36.0 NESE 7.6
	S09	SWNW 40.0 NWSW 36.0 NESW 40.0 SESW 22.0
	S16	NENW 0.1
	271.7 Acres Total	

The rights listed below are limited to the irrigation of a
combined total of 271.7 acres in a single irrigation season.
Combined Right Nos.: 73-48, 73-50, 73-52, 73-2150

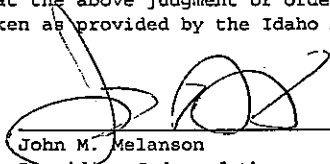
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Patterson Creek (also known as Spring Creek) and Falls Creek are
independent of each other and appropriations of water from one
of said streams in no way affects the appropriations from the
other, that neither of said streams is a tributary of the other.

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.

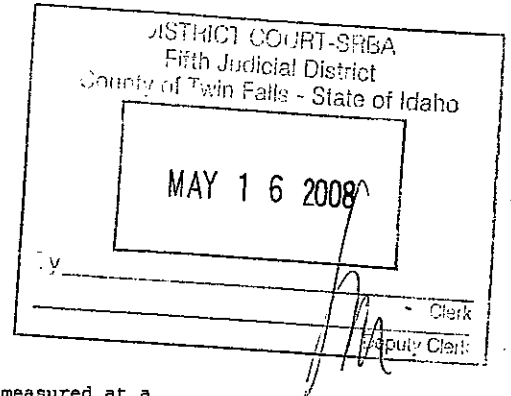


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 73-00050



NAME AND ADDRESS: LYNETTE A O NEAL
MERLE J O NEAL
32 FALLS CREEK LN
MAY, ID 83253

SOURCE: FALLS CREEK TRIBUTARY: PATTERSON CREEK

QUANTITY: 1.60 CFS

The quantity of water under this right shall be measured at a
point in T14N, R22E, S01, SESW.

PRIORITY DATE: 04/01/1887

POINT OF DIVERSION: T14N R23E S06 LOT 6 (NENENE) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.60 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
T14N R22E S08	NENE 40.0 SWNE 11.0 NESE 7.6	NWNE 39.0 SENE 36.0
S09	SWNW 40.0 NWSW 36.0	NESW 40.0 SESW 22.0
S16	NENW 0.1	
271.7 Acres Total		

The rights listed below are limited to the irrigation of a
combined total of 271.7 acres in a single irrigation season.
Combined Right Nos.: 73-48, 73-50, 73-52, 73-2150

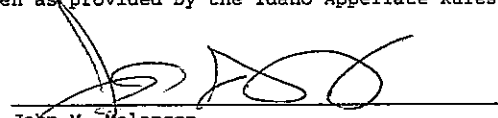
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Patterson Creek (also known as Spring Creek) and Falls Creek are
independent of each other and appropriations of water from one
of said streams in no way affects the appropriations from the
other, that neither of said streams is a tributary of the other.

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
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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.



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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 73-00052

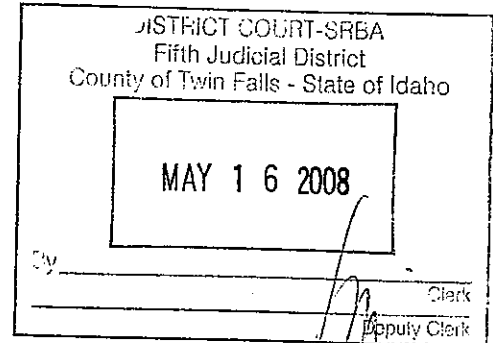
NAME AND ADDRESS: LYNETTE A O NEAL
MERLE J O NEAL
32 FALLS CREEK LN
MAY, ID 83253

SOURCE: FALLS CREEK TRIBUTARY: PATTERSON CREEK

QUANTITY: 1.60 CFS

PRIORITY DATE: 03/24/1899

POINT OF DIVERSION: T14N R23E S06 LOT 6 (NENENE) Within Lemhi County



PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.60 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T14N R22E S08	NENE 40.0 NWNE 39.0 SWNE 11.0 SENE 36.0 NESE 7.6
	S09	SWNW 40.0 NENE 36.0 NESW 40.0 SESW 22.0 NWSW 36.0 NENW 0.1
	S16	
	271.7 Acres Total	

The rights listed below are limited to the irrigation of a combined total of 271.7 acres in a single irrigation season. Combined Right Nos.: 73-48, 73-50, 73-52, 73-2150

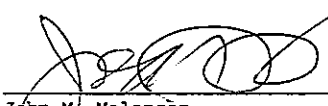
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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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).

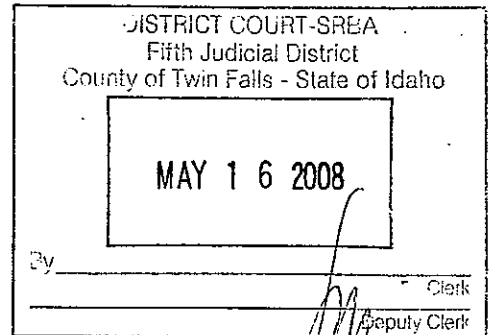
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Presiding Judge of the
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 73-02150



NAME AND ADDRESS: LYNETTE A O NEAL
MERLE J O NEAL
32 FALLS CREEK LN
MAY, ID 83253

SOURCE: FALLS CREEK TRIBUTARY: PATTERSON CREEK

QUANTITY: 0.80 CFS

PRIORITY DATE: 03/13/1959

POINT OF DIVERSION: T14N R23E S06 LOT 6 (NENENE) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.80 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T14N R22E S08	NENE 40.0 NWNE 39.0 SWNE 11.0 SENE 36.0 NESE 7.6
	S09	SWNW 40.0 NWSW 36.0 NESW 40.0 SESW 22.0
	S16	NENW 0.1
	271.7 Acres Total	

The rights listed below are limited to the irrigation of a combined total of 271.7 acres in a single irrigation season.
Combined Right Nos.: 73-48, 73-50, 73-52, 73-2150

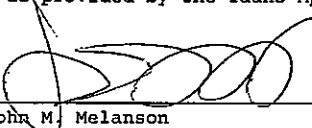
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John M. Melanson
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CERTIFICATE OF MAILING

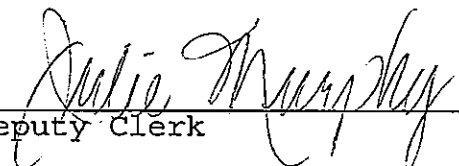
I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on May 16, 2008, with sufficient first-class postage to the following:

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

LYNETTE A O NEAL
MERLE J O NEAL
32 FALLS CREEK LN
MAY, ID 83253
Phone: 208-876-4216

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.