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MAR 11 2008

DEPARTMENT OF
WATER RESOURCES

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

MAR 10 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: 74-00255, *et al.*

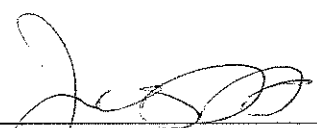
(see attached list of 5 subcases – Bean)

On December 5, 2007, 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 March 10, 2008.



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - BEAN

Subcase Nos:

74-00255
74-00257
74-00259
74-00268
74-01114

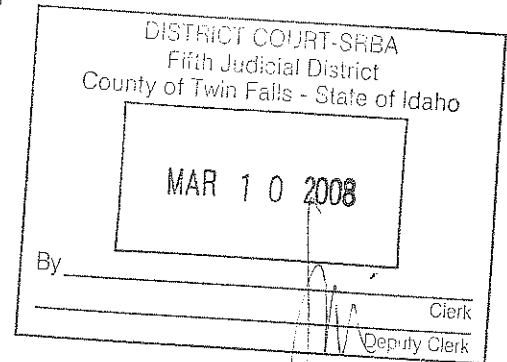
(Subcase list: BEAN)
12/14/07

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 74-00255



NAME AND ADDRESS: LOIS A BEAN
RALPH D BEAN
PO BOX 41
LEMHI, ID 83465

SOURCE: MC NUTT CREEK TRIBUTARY: BASIN CREEK

QUANTITY: 1.60 CFS

PRIORITY DATE: 05/01/1905

POINT OF DIVERSION: T17N R23E S06 LOT 4 (NWNW) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.60 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T17N R23E S05	SENE 2.0 LOT 7 (SENE) 4.0
		NESE 23.0 LOT 8 (NESE) 10.0
	LOT 11 (SESE) 4.0	SESE 19.0
	62.0 Acres Total	

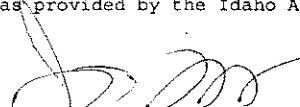
This right authorizes the irrigation of 62.6 total acres.

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

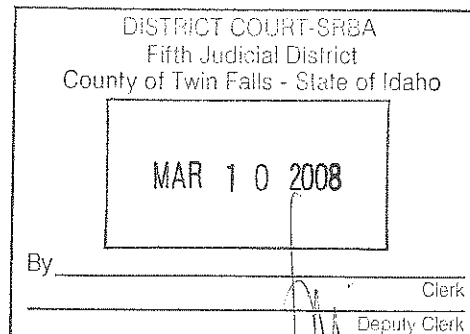
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 74-00257



NAME AND ADDRESS: LOIS A BEAN
RALPH D BEAN
PO BOX 41
LEMHI, ID 83465

SOURCE: MC NUTT CREEK TRIBUTARY: BASIN CREEK

QUANTITY: 1.94 CPS

PRIORITY DATE: 05/01/1905

POINT OF DIVERSION: T17N R23E S06 LOT 4 (NWNW) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.94 CPS

PLACE OF USE:	Irrigation	Within Lemhi County
	T17N R23E S04 LOT 4 (NWNW)16.0	SWNW 2.0
	S05 LOT 1 (NENE)20.0	LOT 2 (NWNE)28.0
	LOT 7 (SENE) 2.0	LOT 3 (NENW)25.0
	93.0 Acres Total	

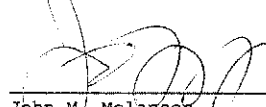
This right authorizes the irrigation of 92.5 total acres.

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

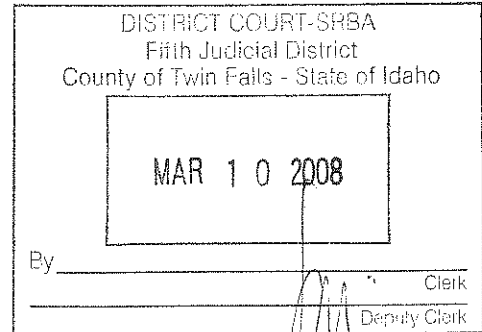
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 74-00259



NAME AND ADDRESS: LOIS A BEAN
RALPH D BEAN
PO BOX 41
LEMHI, ID 83465

SOURCE: BASIN CREEK TRIBUTARY: HAYDEN CREEK

QUANTITY: 0.78 CFS

PRIORITY DATE: 05/01/1911

POINT OF DIVERSION: T17N R23E S06 LOT 3 (NENW) Within Lemhi County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 03-15 TO 11-15 0.78 CFS

PLACE OF USE: Irrigation Within Lemhi County
T17N R23E S05 SWNE 16.0 SENE 1.0
SENE 3.0 NESW 8.0
NWSE 8.0
36.0 Acres Total

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
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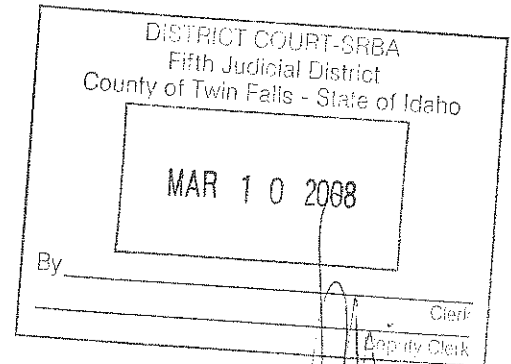
RULE 54(b) CERTIFICATE

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.

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 74-00268



NAME AND ADDRESS: LOIS A BEAN
PO BOX 41
LEMHI, ID 83465

SOURCE: BASIN LAKE TRIBUTARY: BASIN CREEK

QUANTITY: 4.36 CFS
80.00 AFY

PRIORITY DATE: 04/01/1925

POINT OF DIVERSION: T17N R23E S06 LOT 4 (NWNW) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	4.36 CFS
	Irrigation Storage	01-01 TO 12-31	80.00 AFY
	Irrigation from Storage	03-15 TO 11-15	80.00 AFY

PLACE OF USE:	Irrigation	Within Lemhi County
T17N R23E S05	SWNE 14.0	SENE 1.1
	NWNW 23.0	SWNW 32.0
	SENE 7.0	NESW 22.0
	NWSW 28.0	SESW 28.0
	NENE 3.8	NWSE 22.0
	SWSE 29.0	
S08	NENW 8.5	
218.4 Acres Total		

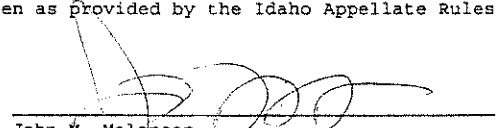
Place of use does not include federal public lands.
Place of use is further described as HES 151, HES 230 and
HES 231.

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
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ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

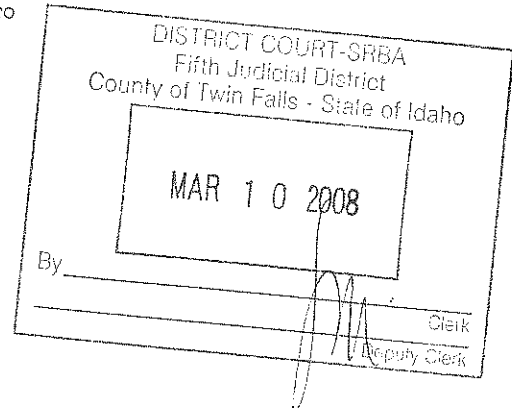
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John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 74-01114



NAME AND ADDRESS: LOIS A BEAN
PO BOX 41
LEMHI, ID 83465

SOURCE: BEAR CREEK TRIBUTARY: BASIN CREEK

QUANTITY: 2.00 CFS

PRIORITY DATE: 04/01/1926

POINT OF DIVERSION: T17N R23E S08 LOT 3 (NENW) Within Lemhi County
NENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.00 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T17N R23E S04	NWSW 28.0
	S05	NESE 22.0
		SESE 29.0
	S08	NWNE 10.0
	101.0 Acres Total	

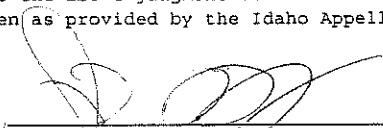
This right authorizes the irrigation of 100.2 total acres.
Place of use does not include federal public lands.

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

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NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
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RULE 54(b) CERTIFICATE

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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 March 10, 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

LOIS A BEAN
RALPH D BEAN
PO BOX 41
LEMHI, ID 83465
Phone: 208-756-6196

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