

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

FILED

2007 NOV 8 PM 2 55

In Re SRBA)
)
Case No. 39576)
)

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

Water Right 74-01839

NAME AND ADDRESS: FAR NIENTE RANCH LLC
PO BOX 135
HOLT, CA 95234

SOURCE: YEARIAN CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 0.28 CFS

Not to exceed 4.5 cfs when combined with right 74-311

PRIORITY DATE: 01/01/1909

POINT OF DIVERSION: T18N R24E S35 SESE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.28 CFS

PLACE OF USE: Irrigation Within Lemhi County

T17N R24E S02 LOT 3	(NENW) 1.0	
S03 LOT 1	(NENE) 4.0	SESW 5.0
	SESE 4.0	
14.0 Acres Total		

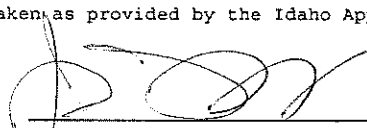
This right authorizes the irrigation of 14.1 total acres.
Place of use does not include federal public lands.

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

RECEIVED DISTRICT COURT - SRBA
NOV 09 2007 TWIN FALLS CO., IDAHO
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DEPARTMENT OF WATER RESOURCES
2007 NOV 8 PM 2 55

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

WATER RIGHT NOS.: See Attached Exhibit A
(Far Niente Ranch LLC)

On August 23, 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 Nov. 7, 2007.


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A (FAR NIENTE RANCH LLC)

Subcase Nos:

74-00311
74-00958
74-00959
74-00960
74-01839

(Subcase list: FARNIENTE)
9/07/07

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on November 08, 2007, 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

FAR NIENTE RANCH LLC

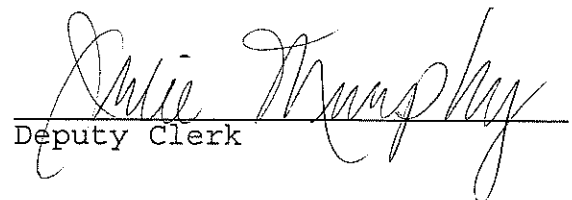
PO BOX 135

HOLT, CA 95234

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".