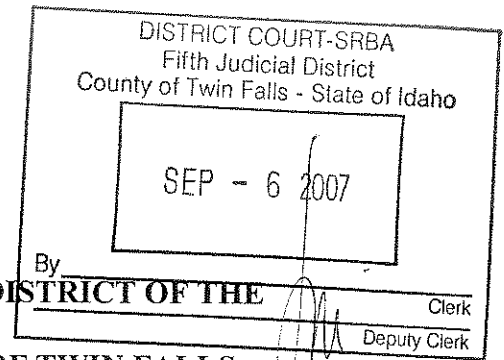




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

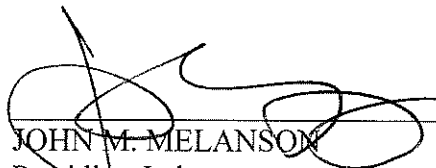
In Re SRBA) Water Right: 74-15233
Case No. 39576) ORDER OF PARTIAL DECREE
_____))
_____)
_____)
_____)
_____)

On January 23, 2006, the Idaho Department of Water Resources filed its *Director's Report for Basin 74, Reporting Area 23, for Irrigation and Other Water Rights*, which included recommendations for the above named water right. No objections were filed and the time period for filing objections has expired.

On March 22, 2006, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* notifying the Court of a change of address in the above named water right. On June 5, 2007, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* notifying the Court of a transfer. No objections were filed to the *Amended Director's Reports* and the time period for filing objections has expired.

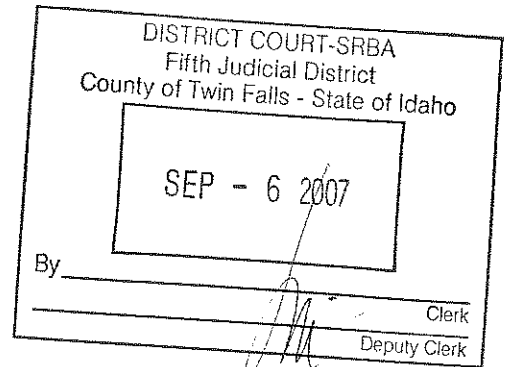
Therefore, IT IS ORDERED that the above-captioned water right be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED September 6, 2007.


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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 74-15233



NAME AND ADDRESS: BILL E ANDREWS
TERRY L ANDREWS
10 B AND T RD
SALMON, ID 83467-5438

SOURCE: LEMHI RIVER TRIBUTARY: SALMON RIVER

DIVERSION OF WATER FROM THE LEMHI RIVER IS LIMITED TO THOSE
TIMES WATER IS AVAILABLE FOR DIVERSION UNDER THIS RIGHT AND
PRIORITY FROM KENNY CREEK AT THE ORIGINAL POINT OF DIVERSION IN
THE NWNE, S31 T20N R24E AND TO THE AMOUNT OF WATER THAT ACTUALLY
REACHES THE LEMHI RIVER.

PRIOR TO THE DIVERSION AND USE OF WATER UNDER APPROVAL OF
TRANSFER 73143, THE RIGHT HOLDER SHALL COMPLY WITH ALL FISH
SCREENING AND/OR FISH PASSAGE REQUIREMENTS OF THE IDAHO
DEPARTMENT OF FISH AND GAME.

QUANTITY: 0.40 CFS

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO
MORE THAN 3.5 AFA PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION
OF THE LANDS ABOVE.

THE RIGHT HOLDER SHALL MAINTAIN A MEASURING DEVICE AND LOCKABLE
CONTROLLING WORKS OF A TYPE APPROVED BY THE DEPARTMENT IN A
MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF
THE DIVERSION(S).

PRIORITY DATE: 11/01/1877

POINT OF DIVERSION: T20N R24E S30 NWNE Within Lemhi County

THIS RIGHT DOES NOT GRANT ANY RIGHT-OF-WAY OR EASEMENT ACROSS THE
LAND OF ANOTHER.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.40 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T20N R24E S19 LOT 4 (SWSW) 4.9	
	S30 LOT 1 (NWNW) 8.6	LOT 2 (SWNW) 1.1
	SENE 1.9	
	16.5 Acres Total	

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

FAILURE OF THE RIGHT HOLDER TO COMPLY WITH THE CONDITIONS OF
TRANSFER 73143 IS CAUSE FOR THE DIRECTOR TO RESCIND APPROVAL OF
THE TRANSFER.

USE OF WATER UNDER THIS RIGHT WILL BE REGULATED BY A WATERMASTER
WITH RESPONSIBILITY FOR THE DISTRIBUTION OF WATER APPROPRIATORS
WITHIN A WATER DISTRICT. AT THIS TIME OF APPROVAL OF TRANSFER
73143, MAY 16, 2007, THIS WATER RIGHT IS WITHIN STATE WATER
DISTRICT NO. 74.

THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY
TRANSFER 73143 WITHIN 1 YEAR OF MAY 16, 2007.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

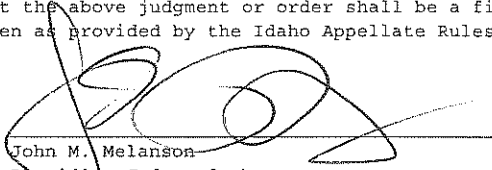
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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

2007 SEP 04 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)
)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 74-15233

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 74-15233 was mailed
on September 04, 2007, with sufficient first-class postage prepaid
to the following:

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

BILL E ANDREWS
TERRY L ANDREWS
10 B AND T RD
SALMON, ID 83467-5438
Phone: 208-756-3984

JULIE MURPHY
Chief Deputy Clerk