

RECEIVED

MAR 13 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAR 12 2007	
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: 21-00090, 21-00091,
) 21-00092, 21-02049, 21-11276 and
) 21-11277 (State of Idaho, Dept. of
) Parks & Recreation)
)

On January 11, 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 9, 2007.

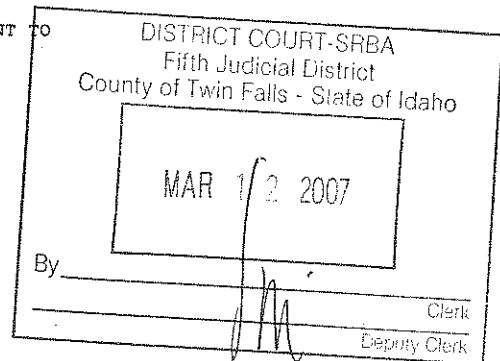


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

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)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 21-00090



NAME AND ADDRESS: STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0065

SOURCE: SHERIDAN CREEK TRIBUTARY: HENRYS FORK

QUANTITY: 3.20 CFS

PRIORITY DATE: 09/26/1902

POINT OF DIVERSION: T13N R41E S27 NWSW Within Fremont County
S34 NWNE
S35 SWNE

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 05-01 TO 10-31 3.20 CFS

PLACE OF USE: Irrigation Within Fremont County

T12N R41E S01 LOT 3	(NENW) 9.1	NWSW 8.2
S02 LOT 1	(NENE) 7.3	LOT 2 (NWNE) 23.0
LOT 3	(NENW) 29.0	NESW 10.0
	NESE 27.0	NWSE 26.0
T13N R41E S26	NESW 17.0	NWSW 19.0
	SWSW 23.0	SESW 40.0
	SWSE 11.0	
S35	NENE 33.0	NWNE 25.0
	SENE 30.0	NENW 8.5
	NESE 1.3	
S36	SWNE 6.8	NENW 4.5
	NWNW 20.0	SWNW 40.0
	SENE 39.0	NESW 40.0
	NWSW 39.0	SWSW 14.0
	SESW 40.0	NWSE 22.0
	SWSE 10.0	
622.7 Acres Total		

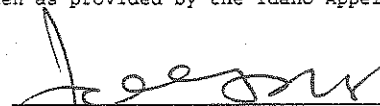
The rights listed below are limited to the irrigation of a combined total of 622.7 acres in a single irrigation season. Combined Right Nos.: 21-91, 21-11277, 21-2049, 21-92, 21-11276, and 21-90.

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)
Case No. 39576)
Water Right 21-00091)

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

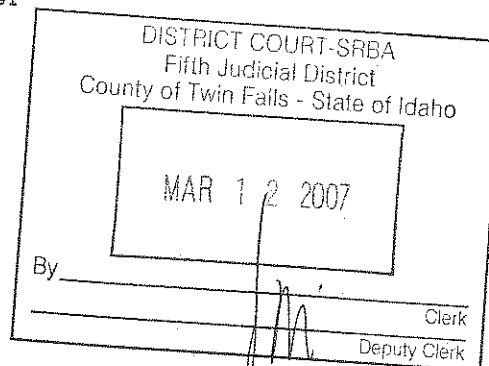
NAME AND ADDRESS: STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0065

SOURCE: SHERIDAN CREEK TRIBUTARY: HENRYS FORK

QUANTITY: 2.80 CFS

PRIORITY DATE: 05/10/1899

POINT OF DIVERSION: T13N R41E S27 NWSW Within Fremont County
S34 NWNE
S35 SWNE



PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 05-01 TO 10-31 2.80 CFS

PLACE OF USE: Irrigation Within Fremont County

T12N R41E S01 LOT 3	(NENW) 9.1	NWSW 8.2
S02 LOT 1	(NENE) 7.3	LOT 2 (NWNE) 23.0
LOT 3	(NENW) 29.0	NESW 10.0
	NESE 27.0	NWSE 26.0
T13N R41E S26	NESW 17.0	NWSW 19.0
	SWSW 23.0	SESW 40.0
	SWSE 11.0	
S35	NENE 33.0	NWNE 25.0
	SENE 30.0	NENW 8.5
	NESE 1.3	
S36	SWNE 6.8	NENW 4.5
	NWNW 20.0	SWNW 40.0
	SENE 39.0	NESW 40.0
	NWSW 39.0	SWSW 14.0
	SESW 40.0	NWSE 22.0
	SWSE 10.0	

622.7 Acres Total

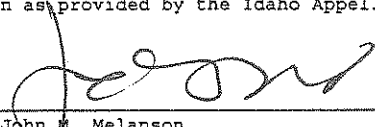
The rights listed below are limited to the irrigation of a combined total of 622.7 acres in a single irrigation season. Combined Right Nos.: 21-91, 21-11277, 21-2049, 21-92, 21-11276, and 21-90.

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)
)
Case No. 39576)
_____)

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

Water Right 21-00092

NAME AND ADDRESS:

STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0065

SOURCE:

SHERIDAN CREEK TRIBUTARY: HENRYS FORK

QUANTITY:

3.20 CFS

PRIORITY DATE:

06/01/1902

POINT OF DIVERSION:

T13N R41E S27 NWSW Within Fremont County
S34 NWNE
S35 SWNE

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
05-01 TO 10-31

QUANTITY
3.20 CFS

PLACE OF USE:

Irrigation

Within Fremont County

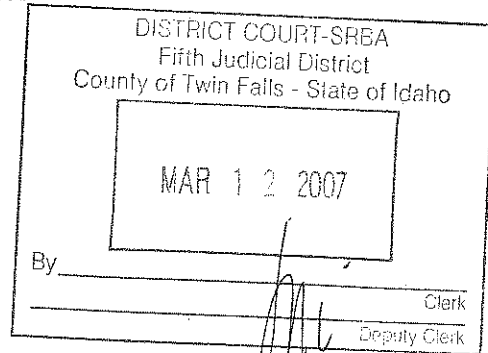
T12N R41E S01 LOT 3	(NENW) 9.1	NWSW 8.2
S02 LOT 1	(NENE) 7.3	LOT 2 (NWNE) 23.0
LOT 3	(NENW) 29.0	NESW 10.0
	NESE 27.0	NWSE 26.0
T13N R41E S26	NESW 17.0	NWSW 19.0
	SWSW 23.0	SESW 40.0
	SWSE 11.0	
S35	NENE 33.0	NWNE 25.0
	SENE 30.0	NENW 8.5
	NESE 1.3	
S36	SWNE 6.8	NENW 4.5
	NWNW 20.0	SWNW 40.0
	SENW 39.0	NESW 40.0
	NWSW 39.0	SWSW 14.0
	SESW 40.0	NWSE 22.0
	SWSE 10.0	

622.7 Acres Total

The rights listed below are limited to the irrigation of a
combined total of 622.7 acres in a single irrigation season.
Combined Right Nos.: 21-91, 21-11277, 21-2049, 21-92, 21-11276,
and 21-90.

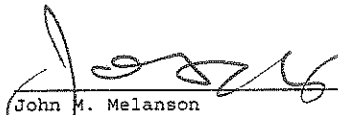
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
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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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Presiding Judge of the
Snake River Basin Adjudication

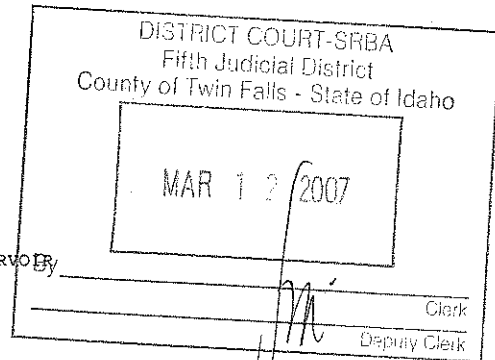
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

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

Water Right 21-02049



NAME AND ADDRESS:

STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0065

SOURCE:

SHERIDAN CREEK TRIBUTARY: ISLAND PARK RESERVOIR

QUANTITY:

3.00 CFS

PRIORITY DATE:

09/02/1911

POINT OF DIVERSION:

T13N R41E S27 NWSW Within Fremont County
S34 NWNE
S35 SESE

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	05-01 TO 10-31	3.00 CFS

PLACE OF USE:

Place of Use	Quantity
Irrigation	Within Fremont County
T12N R41E S01 LOT 3 (NENW) 9.1	NWSW 8.2
S02 LOT 1 (NENE) 7.3	LOT 2 (NWNE) 23.0
LOT 3 (NENW) 29.0	NESW 10.0
	NESE 27.0
	NWSE 26.0
T13N R41E S26	NESW 17.0
	NWSW 19.0
	SWSW 23.0
	SESW 40.0
	SWSE 11.0
S35	NENE 33.0
	NWNE 25.0
	SENE 30.0
	NENW 8.5
	NESE 1.3
S36	SWNE 6.8
	NENW 4.5
	NWNW 20.0
	SWNW 40.0
	SENW 39.0
	NESW 40.0
	NWSW 39.0
	SWSW 14.0
	SESW 40.0
	NWSE 22.0
	SWSE 10.0
622.7 Acres Total	

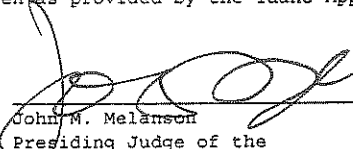
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In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 21-11276

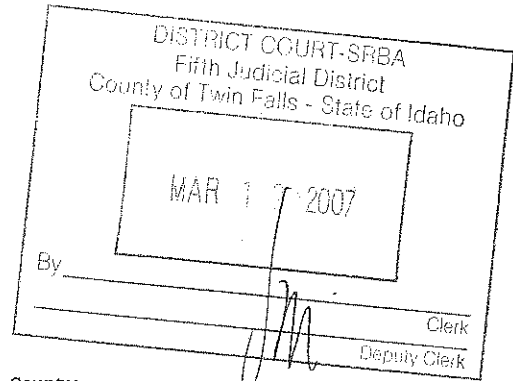
NAME AND ADDRESS: STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0065

SOURCE: SHERIDAN CREEK TRIBUTARY: HENRYS FORK

QUANTITY: 4.40 CFS

PRIORITY DATE: 06/01/1903

POINT OF DIVERSION: T13N R41E S27 NWSW Within Fremont County
S34 NWNE
S35 SWNE



PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 05-01 TO 10-31 4.40 CFS

PLACE OF USE: Irrigation Within Fremont County

T12N R41E S01 LOT 3	(NENW) 9.1	NWSW 8.2
S02 LOT 1	(NENE) 7.3	LOT 2 (NWNE) 23.0
LOT 3	(NENW) 29.0	NESW 10.0
	NESE 27.0	NWSE 26.0
T13N R41E S26	NESW 17.0	NWSW 19.0
	SWSW 23.0	SESW 40.0
	SWSE 11.0	
S35	NENE 33.0	NWNE 25.0
	SENE 30.0	NENW 8.5
	NESE 1.3	
S36	SWNE 6.8	NENW 4.5
	NWNW 20.0	SWNW 40.0
	SENE 39.0	NESW 40.0
	NWSW 39.0	SWSW 14.0
	SESW 40.0	NWSE 22.0
	SWSE 10.0	
622.7 Acres Total		

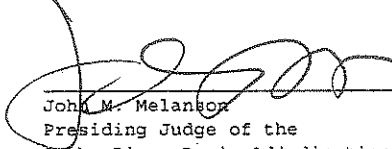
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 21-11277

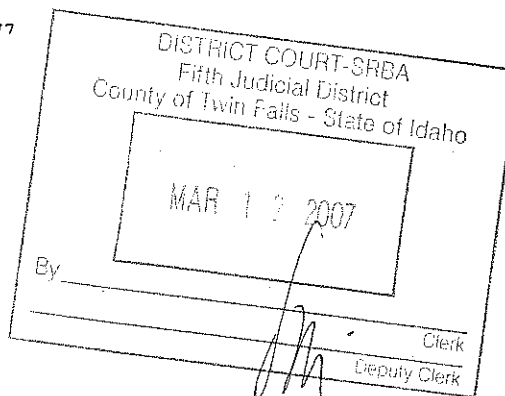
NAME AND ADDRESS: STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0065

SOURCE: SHERIDAN CREEK TRIBUTARY: HENRYS FORK

QUANTITY: 9.00 CFS

PRIORITY DATE: 05/10/1889

POINT OF DIVERSION: T13N R41E S27 NWSW Within Fremont County
S34 NWNE
S35 SWNE



PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 05-01 TO 10-31 9.00 CFS

PLACE OF USE: Irrigation Within Fremont County

T12N R41E S01 LOT 3	(NENW) 9.1	NWSW 8.2
S02 LOT 1	(NENE) 7.3	LOT 2 (NWNE) 23.0
LOT 3	(NENW) 29.0	NESW 10.0
	NESE 27.0	NWSE 26.0
T13N R41E S26	NESW 17.0	NWSW 19.0
	SWSW 23.0	SESW 40.0
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S35	NENE 33.0	NWNE 25.0
	SENE 30.0	NENW 8.5
	NESE 1.3	
S36	SWNE 6.8	NENW 4.5
	NWNW 20.0	SWNW 40.0
	SENW 39.0	NESW 40.0
	NWSW 39.0	SWSW 14.0
	SESW 40.0	NWSE 22.0
	SWSE 10.0	
622.7 Acres Total		

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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 12, 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

STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE, ID 83720-0065
Phone: 208-334-4180

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

ORDER

Page 1 3/12/07

FILE COPY FOR 00114

Deputy Clerk

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