

OCT 30 2006
JULIE A. MELANSON
CLERK OF DISTRICT COURT

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT 27 2006	
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	)	Water Right: 37-20344
	)	
Case No. 39576	)	ORDER OF PARTIAL DECREE
_____	)	

On November 4, 2005, the Idaho Department of Water Resources filed its *Director's Report for Basin 37, Part 1, Reporting Area 16, 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 July 6, 2006, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Report* notifying the Court of a substitution of party in the above named water right. No objections were filed to the *Amended Director's Report* 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 October 26, 2006.



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

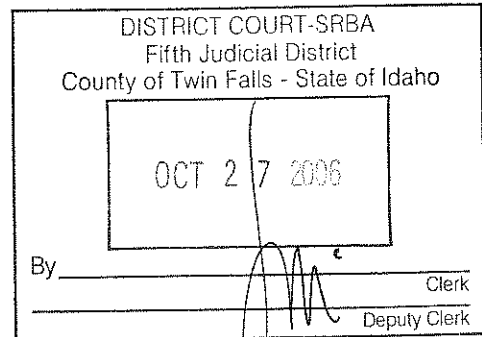
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 37-20344

NAME AND ADDRESS: PITCHFORK RANCH LLC
C/O CHUCK HILL
PO BOX 1607
BELLEVUE, WA 98009

SOURCE: CLOVER CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.88 CFS
176.00 AFY



Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243,
61-7231 and 37-20344 when combined shall not exceed a total
annual maximum field headgate volume of 2855 af.

Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243,
61-7231, 37-20344, and a portion of Right 37-4112, held by
King Hill Irrigation District, shall not exceed a total annual
maximum field headgate volume of 3,488 af.

PRIORITY DATE: 01/25/1904

POINT OF DIVERSION: T05S R11E S08 LOT 1 (NWSW) Within Elmore County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.88 CFS 176.00 AFY

PLACE OF USE:	Irrigation	Within Elmore County
	T05S R10E S01 LOT 1 (NENE) 36.0	LOT 2 (NWNE) 35.0
	SWNE 28.0	SENE 40.0
	NESE 37.0	NWSE 4.0
	SESE 9.0	
	S12 NENE 4.0	
	R11E S05 NWSW 27.0	NWSW 25.0
	SWSW 40.0	SESW 28.0
	S06 LOT 2 (NWNE) 34.0	SWNE 22.0
	SENE 14.0	LOT 3 (NENW) 38.0
	LOT 4 (NWNW) 29.0	LOT 5 (SNNW) 31.0
	SENE 40.0	NESW 40.0
	LOT 6 (NWSW) 31.0	LOT 7 (SWSW) 20.0
	SESW 26.0	NESE 34.0
	NWSE 38.0	SWSE 23.0
	SESE 32.0	
	S07 NENE 6.0	LOT 4 (SWNE) 8.0
	SENE 17.0	NENW 14.0
	LOT 1 (NWNW) 17.0	LOT 5 (NESE) 4.0
	S08 NWNW 17.0	SNNW 5.0
	LOT 1 (NWSW) 8.0	
	861.0 Acres Total	

Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243,
61-7231, 37-20344 and a portion of Right 37-4112, held by King
Hill Irrigation District, shall not exceed the irrigation of
825.2 acres within the place of use described above. The total
annual field headgate volume and the total acreage limitations
in this condition may be amended administratively upon a
determination by the SRBA Court that the place of use for the
portion of Right 37-4112 appurtenant to the place of use

PLACE OF USE (continued)

described above is different than the place of use for Right 37-4112 as described in the final decision approving Transfer 68533.

Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 and 37-20344 shall not exceed the irrigation of 667 acres within the place of use described above.

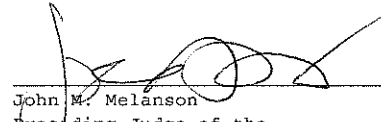
This right is limited to the irrigation of 44 acres within the place of use described above in a single irrigation season.

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

2006 OCT 27 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	)	CERTIFICATE OF MAILING
	)	
Case No. 39576	)	
_____	)	Water Right(s): 37-20344

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 37-20344 was mailed
on October 27, 2006, with sufficient first-class postage prepaid
to the following:

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

PITCHFORK RANCH LLC
Represented by:
JAMES P. SPECK
SPECK & AANESTAD
120 EAST AVENUE
PO BOX 987
KETCHUM, ID 83340
Phone: 208-726-4421

JULIE MURPHY
Chief Deputy Clerk