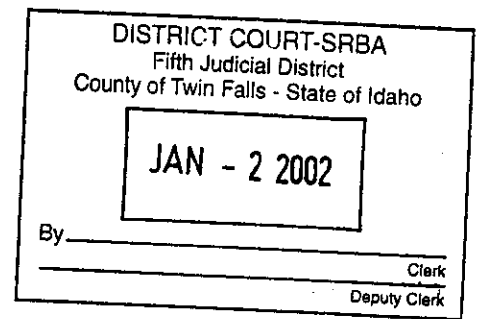




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREE

For Water Right 36-10154

On November 2, 1992, the Idaho Department of Water Resources (IDWR) filed its *Director's Report, Part 1, For Reporting Area 3 (Basin 36)*, which included a recommendation for the above water right. No objections to this recommendation were filed and the time period for filing objections has now expired.

On August 2, 1999, in response to the Idaho Supreme Court decision in *A&B Irrigation District v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions* which included a recommendation for the irrigation season of use for this water right. No objections to this Supplemental Report were filed and the time period for filing objections has now expired.

Therefore, IT IS ORDERED that water right 36-10154 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 2, 2002.

A handwritten signature in black ink, reading "Roger Burdick".

ROGER S. BURDICK  
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

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

In Re SRBA )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 36-10154

JAN - 2 2002

By \_\_\_\_\_ Clerk  
Deputy Clerk

NAME AND ADDRESS: CLEAR LAKE COUNTRY CLUB  
RT 4 BOX 225  
BUHL, ID 83316

SOURCE: CLEAR LAKE STREAM TRIBUTARY: SNAKE RIVER

QUANTITY: 0.10 CFS

PRIORITY DATE: 03/01/1985

POINT OF DIVERSION: T09S R14E S02 LOT 07 (NESWSE) Within Gooding County

| PURPOSE AND    | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------|----------------|----------------|----------|
| PERIOD OF USE: | Irrigation     | 03-15 TO 11-15 | 0.10 CFS |

PLACE OF USE: Irrigation Within Gooding County  
T09S R14E S01 LOT 15 (SWSW) 7.5  
S02 LOT 07 (SWSE) 5.6 LOT 09 (SESE) 20.5  
S11 LOT 05 (NENE) 8.3 LOT 06 (NWNE) 4.7  
46.6 Acres Total

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5.6 ACRES WITHIN  
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

USE OF THIS RIGHT WITH RIGHT NO. 36-04074 IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 0.82 CFS, A TOTAL COMBINED  
ANNUAL CONSUMPTIVE USE VOLUME OF 139.8 AF, AND TO THE IRRIGATION  
OF A COMBINED TOTAL OF 46.6 ACRES IN A SINGLE IRRIGATION SEASON.

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.

*Roger Burdick*

Roger Burdick  
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

2002 JUL -2 PM 4:05

In Re SRBA )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 36-10154

FILED  
JUL 2 2002  
TWIN FALLS, IDAHO

NAME AND ADDRESS: CLEAR LAKE COUNTRY CLUB  
RT 4 BOX 225  
BUHL, ID 83316

SOURCE: CLEAR LAKE STREAM TRIBUTARY: SNAKE RIVER

QUANTITY: 0.10 CFS

PRIORITY DATE: 03/01/1985

POINT OF DIVERSION: T09S R14E S02 LOT 07 (NESWSE) Within Gooding County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 03-15 TO 11-15 | 0.10 CFS |

PLACE OF USE: Irrigation Within Gooding County  
T09S R14E S01 LOT 15 (SWSW) 7.5  
S02 LOT 07 (SWSE) 5.6 LOT 09 (SESE) 20.5  
S11 LOT 05 (NENE) 8.3 LOT 06 (NWNE) 4.7  
46.6 Acres Total

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5.6 ACRES WITHIN  
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

USE OF THIS RIGHT WITH RIGHT NO. 36-04074 IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 0.82 CFS, A TOTAL COMBINED  
ANNUAL CONSUMPTIVE USE VOLUME OF 139.8 AF, AND TO THE IRRIGATION  
OF A COMBINED TOTAL OF 46.6 ACRES IN A SINGLE IRRIGATION SEASON.

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.

*Roger Burdick*

Roger Burdick  
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 36-10154

1998 APR 13 PM 4:17

DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO

FILED \_\_\_\_\_

NAME & ADDRESS: CLEAR LAKE COUNTRY CLUB  
RT 4 BOX 225  
BUHL ID 83316

SOURCE: CLEAR LAKE STREAM TRIBUTARY: SNAKE RIVER

QUANTITY: 0.1 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-04074 IS LIMITED TO A  
TOTAL COMBINED ANNUAL DIVERSION RATE OF 0.82 CFS.

PRIORITY DATE: 03/01/1985

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A  
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED  
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS  
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION  
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR  
RIGHT.

POINT OF DIVERSION: T09S R14E S02 LOT 7 (NESWSE) Within GOODING County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE     | QUANTITY |
|-------------------------------|----------------|-------------------|----------|
|                               | IRRIGATION     | Irrigation Season | 0.1 CFS  |

PLACE OF USE: IRRIGATION Within GOODING County  
T09S R14E S01 Lot 15 (SWSW) 7.5  
S02 Lot 7 (SWSE) 5.6 Lot 9 (SESE) 20.5  
S11 Lot 5 (NENE) 8.3 Lot 6 (NWNE) 4.7  
46.6 ACRES TOTAL

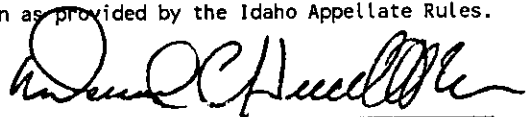
USE OF THIS RIGHT WITH RIGHT NO. 36-04074 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 46.6 ACRES IN A SINGLE  
IRRIGATION SEASON.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO.  
36-04074 PURSUANT TO SECTION 42-1426, IDAHO CODE.

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.



DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication