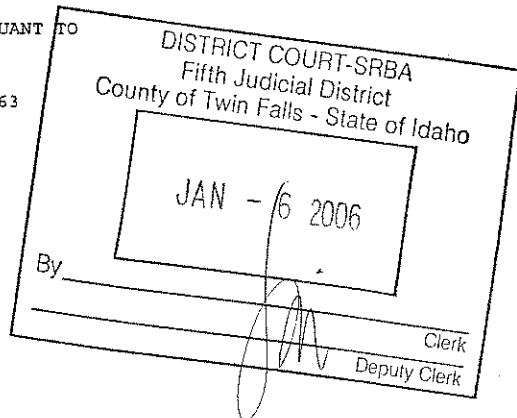




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 29-13363



NAME AND ADDRESS: INDIAN FALLS PROPERTY ASSN  
C/O EARL MAPES  
1061 SAGEWOOD PLACE  
POCATELLO, ID 83201  
  
INDIAN FALLS WATER USERS ASSOC  
PHIL HUDGENS PRESIDENT  
PO BOX 134  
LAVA HOT SPRINGS, ID 83246

SOURCE: PORTNEUF RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 2.88 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 29-00046, 29-12078,  
29-12079, AND 29-13363 SHALL PROVIDE NO MORE THAN .02 CFS PER  
ACRE.

PRIORITY DATE: 08/07/1932

POINT OF DIVERSION: T09S R38E S04 LOT 4 (SWSENW) Within Bannock County  
LOT 6 (SESESW)  
LOT 10 (SESESW)

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-01 TO 10-31 | 2.88 CFS |

| PLACE OF USE: | Irrigation                      | Within Bannock County |
|---------------|---------------------------------|-----------------------|
|               | T09S R38E S04 LOT 5 (NESW) 35.0 | LOT 10 (SESW) 28.0    |
|               | NWSE 1.0                        | SWSE 7.6              |
|               | S09 NENE 0.1                    | LOT 1 (NWNE) 25.0     |
|               | LOT 4 (NWNE) 11.0               | LOT 5 (SWNE) 5.3      |
|               | NENW 28.0                       | SENE 3.0              |
|               | 144.0 Acres Total               |                       |

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO  
THE IRRIGATION OF A COMBINED TOTAL OF 144.0 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-00046, 29-12078,  
29-12079, AND 29-13363.

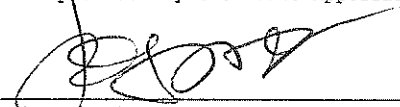
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE OPERATION AND ADMINISTRATION OF THIS WATER RIGHT IS  
SUBJECT TO THE TERMS AND CONDITIONS OF THE PORTNEUF RIVER  
SETTLEMENT AGREEMENT, BASIN 29: PORTNEUF RIVER FILED WITH THE  
SRBA DISTRICT COURT APRIL 22, 2005.

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 JAN 06 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): 29-13363 |

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 29-13363 was mailed  
on January 06, 2006, with sufficient first-class postage prepaid  
to the following:

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

INDIAN FALLS PROPERTY ASSN  
INDIAN FALLS WATER USERS ASSOC  
Represented by:  
CRAIG W. PARRISH  
PO BOX 4321  
POCATELLO, ID 83205  
Phone: 208-234-1202

MARSH VALLEY DEVELOPMENT INC  
Represented by:  
RANDALL C BUDGE  
201 E CENTER, STE A2  
PO BOX 1391  
POCATELLO, ID 83204-1391  
Phone: 208-232-6101

JULIE MURPHY  
Chief Deputy Clerk