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DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC - 7 2005	
By _____	Clerk
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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

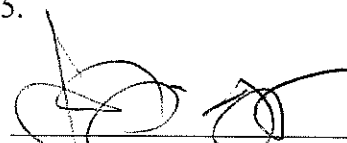
In Re SRBA	)	ORDER OF PARTIAL DECREES
	)	
Case No. 39576	)	SUBCASES: 45-00246B, 45-00285A,
	)	45-00290 and 45-00291
	)	(Black Jack Ranch, Inc.)
	)	
	)	

On October 4, 2005, 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 December 6, 2005.

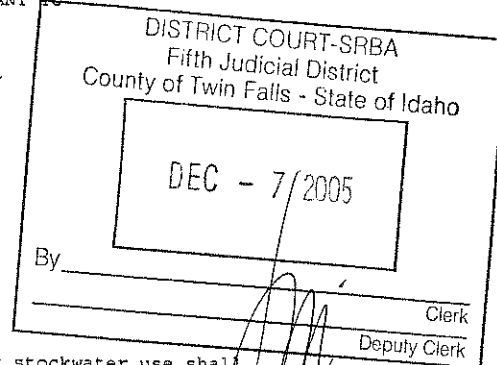


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

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 45-00291



NAME AND ADDRESS: BLACK JACK RANCH INC
PO BOX 177
ALBION, ID 83311

SOURCE: HOWELL CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 0.50 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS. 45-236, 45-240, 45-246B, 45-259, 45-285A, 45-287, 45-290, 45-291, 45-518, 45-519, 45-528, 45-706, and 45-707.

PRIORITY DATE: 05/01/1984

POINT OF DIVERSION: T12S R25E S16 NWNESE Within Cassia County
S29 SENENE

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	0.50 CFS
Stockwater	04-01 TO 10-31	0.05 CFS

The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

Irrigation		Within Cassia County	
T12S R25E S08	NWSE 8.5	SWSE 34.0	
S09	NESW 38.0	NWSW 41.0	
	SWSW 32.0	SESW 39.0	
S17	NWNE 39.0	SWNE 41.0	
	SENE 40.0	NWNW 36.0	
	SWNW 41.0	SENW 41.0	
	NESW 40.0	NWSW 41.0	
	SWSW 19.0	SESW 24.0	
	NESE 40.0	NWSE 40.0	
	SWSE 38.0	SESE 40.0	
S20	NENE 20.0		
732.5 Acres Total			

Stockwater		Within Cassia County	
T12S R25E S08	SESW	NWSE	
	SWSE		
S09	SENW	NESW	
	NWSW	SWSW	
	SESW		
S16	SWNW		
S17	NWNE	SWNE	
	SENE	NENW	
	NWNW	SWNW	
	SENW	NESW	
	NWSW	SWSW	

PLACE OF USE (continued)

	SESW	NESE
	NWSE	SWSE
	SESE	
S20	NENE	

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 732.5 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 45-236, 45-240, 45-246B, 45-259, 45-285A, 45-287, 45-290, 45-291, 45-518, 45-519, 45-528, 45-706, and 45-707.

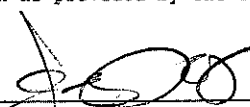
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on December 07, 2005, with sufficient first-class postage to the following:

BLACK JACK RANCH INC

Represented by:

ROGER D LING

615 H ST

PO BOX 396

RUPERT, ID 83350-0396

Phone: 208-436-4717

BLACK JACK RANCH INC

PO BOX 177

ALBION, ID 83311

Phone: 208-673-6634

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

A handwritten signature in black ink, reading "Julie Murphy", is written over a horizontal line. The signature is cursive and fluid.