

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 45-00258

NAME AND ADDRESS: SIX S RANCH LLC
 PO BOX 1760
 EAGLE, ID 83616

SOURCE: LAND CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 2.00 CFS

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/01/1875

POINT OF DIVERSION: T11S R25E S32 SENNNE (Rediversion) Within Cassia County
 T12S R25E S05 LOT 4 (SNNWNW)
 S06 LOT 1 (SENENE) (Injection)
 LOT 1 (SENENE) (Rediversion)

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
 Irrigation 04-01 TO 10-31 2.00 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
 T11S R25E S32 NENW 32.8 NWNW 32.8
 SWNW 32.8 SENEW 32.8
 NESW 24.2 NWSW 19.2
 SSSW 13.0 SESEW 37.0
 224.6 Acres Total

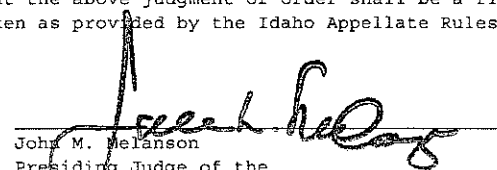
This right is limited to the irrigation of 105 acres within the place of use described above in a single irrigation season. Rights 45-241, 45-258, 45-302, and 45-2738 when combined shall not exceed the irrigation of 224.6 acres.

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

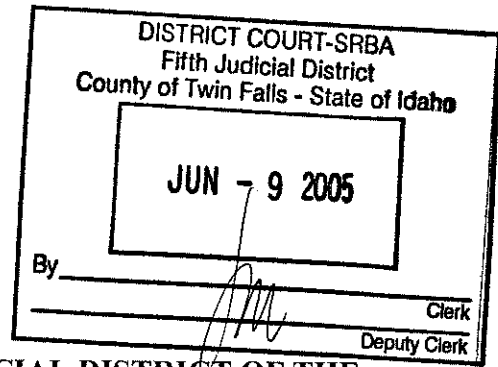
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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 Rights: See Attached Exhibit A
(Basin 82 Uncontested NCAPS)

ORDER OF PARTIAL DECREE

On September 07, 2004, the Idaho Department of Water Resources filed its *Director's Report for Basin 45, Reporting Area 10, For Irrigation and Other Water Rights*, which included recommendations for the above named water rights. No objections were filed and the time period for filing objections has expired.

On October 8, 2004, the Idaho Department of Water Resources filed *Notices of Completed Administrative Proceeding and Amended Director's Reports*, notifying the Court of a substitution of party in the above named water rights. No objections were filed to these *Amended Director's Reports* and the time period for filing objections has expired.

Therefore, IT IS ORDERED that the above-captioned water rights be decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED June 9, 2005.


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - UNCONTESTED NCAPS

Subcase Nos:

45-00226
45-00241
45-00250B
45-00251
45-00258
45-00259B
45-00261
45-00262
45-00263
45-00264
45-00265
45-00267
45-00268
45-00269
45-00270
45-00281
45-00282
45-00298
45-00302
45-00307D
45-00308A
45-00318
45-00324B
45-00328
45-00527
45-02442
45-02454
45-02625
45-02738
45-07021
45-07024
45-07031
45-10431
45-10432
45-10433
45-10434
45-10437
45-13503
45-13507
45-13508

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE was mailed on June 09, 2005, with sufficient first-class postage to the following:

SIX S RANCH LLC
PO BOX 1760
EAGLE, ID 83616

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

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