

2004 JUN 10 AM 8:48  
FILED  
JULIE  
IDAHO

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 DECREE          |
|                | ) |                                  |
| Case No. 39576 | ) | SUBCASES: See Attached Exhibit A |
|                | ) | (B74SPLIT)                       |
|                | ) |                                  |
|                | ) |                                  |
|                | ) |                                  |
|                | ) |                                  |

On April 9, 2004, 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 June 10, 2004.

  
\_\_\_\_\_  
JOHN M. MELANSON  
Presiding Judge  
Snake River Basin Adjudication

# EXHIBIT A

Subcase Nos:

|          |          |          |          |          |          |
|----------|----------|----------|----------|----------|----------|
| 74-11014 | 74-11172 | 74-11383 | 74-11599 | 74-11825 | 74-12078 |
| 74-11016 | 74-11174 | 74-11397 | 74-11603 | 74-11827 | 74-12080 |
| 74-11018 | 74-11180 | 74-11401 | 74-11605 | 74-11829 | 74-12094 |
| 74-11020 | 74-11186 | 74-11403 | 74-11611 | 74-11849 | 74-12100 |
| 74-11022 | 74-11190 | 74-11405 | 74-11613 | 74-11857 | 74-12102 |
| 74-11028 | 74-11192 | 74-11409 | 74-11615 | 74-11881 | 74-12104 |
| 74-11030 | 74-11196 | 74-11415 | 74-11617 | 74-11903 | 74-12112 |
| 74-11032 | 74-11198 | 74-11439 | 74-11621 | 74-11905 | 74-12114 |
| 74-11034 | 74-11202 | 74-11441 | 74-11625 | 74-11907 | 74-12122 |
| 74-11036 | 74-11206 | 74-11445 | 74-11627 | 74-11910 | 74-12126 |
| 74-11048 | 74-11208 | 74-11447 | 74-11629 | 74-11914 | 74-12136 |
| 74-11052 | 74-11210 | 74-11449 | 74-11631 | 74-11920 | 74-12144 |
| 74-11054 | 74-11222 | 74-11451 | 74-11641 | 74-11924 | 74-12148 |
| 74-11056 | 74-11224 | 74-11453 | 74-11643 | 74-11926 | 74-12152 |
| 74-11058 | 74-11226 | 74-11455 | 74-11645 | 74-11928 | 74-12162 |
| 74-11060 | 74-11228 | 74-11459 | 74-11647 | 74-11930 | 74-12164 |
| 74-11062 | 74-11232 | 74-11461 | 74-11649 | 74-11936 | 74-12166 |
| 74-11064 | 74-11234 | 74-11463 | 74-11651 | 74-11938 | 74-12168 |
| 74-11066 | 74-11242 | 74-11467 | 74-11655 | 74-11940 | 74-12170 |
| 74-11068 | 74-11244 | 74-11469 | 74-11663 | 74-11942 | 74-12172 |
| 74-11070 | 74-11248 | 74-11471 | 74-11665 | 74-11944 | 74-12174 |
| 74-11072 | 74-11250 | 74-11477 | 74-11677 | 74-11946 | 74-12176 |
| 74-11074 | 74-11252 | 74-11479 | 74-11679 | 74-11948 | 74-12178 |
| 74-11076 | 74-11264 | 74-11481 | 74-11687 | 74-11950 | 74-12180 |
| 74-11078 | 74-11270 | 74-11483 | 74-11697 | 74-11952 | 74-12186 |
| 74-11080 | 74-11272 | 74-11485 | 74-11699 | 74-11954 | 74-12188 |
| 74-11082 | 74-11276 | 74-11487 | 74-11701 | 74-11962 | 74-12190 |
| 74-11084 | 74-11278 | 74-11505 | 74-11703 | 74-11964 | 74-12192 |
| 74-11086 | 74-11280 | 74-11507 | 74-11707 | 74-11970 | 74-12194 |
| 74-11092 | 74-11286 | 74-11511 | 74-11711 | 74-11980 | 74-12196 |
| 74-11094 | 74-11292 | 74-11513 | 74-11713 | 74-11982 | 74-12200 |
| 74-11096 | 74-11294 | 74-11515 | 74-11727 | 74-11984 | 74-12204 |
| 74-11098 | 74-11296 | 74-11517 | 74-11731 | 74-11988 | 74-12206 |
| 74-11102 | 74-11299 | 74-11533 | 74-11733 | 74-11992 | 74-12210 |
| 74-11104 | 74-11303 | 74-11535 | 74-11735 | 74-11994 | 74-12214 |
| 74-11108 | 74-11309 | 74-11537 | 74-11747 | 74-12016 | 74-12216 |
| 74-11110 | 74-11311 | 74-11539 | 74-11755 | 74-12018 | 74-12218 |
| 74-11112 | 74-11317 | 74-11555 | 74-11757 | 74-12030 | 74-12222 |
| 74-11114 | 74-11319 | 74-11559 | 74-11759 | 74-12036 | 74-12228 |
| 74-11116 | 74-11321 | 74-11561 | 74-11765 | 74-12040 | 74-12236 |
| 74-11118 | 74-11327 | 74-11569 | 74-11771 | 74-12046 | 74-12242 |
| 74-11120 | 74-11331 | 74-11577 | 74-11787 | 74-12050 | 74-12244 |
| 74-11122 | 74-11339 | 74-11581 | 74-11789 | 74-12056 | 74-12246 |
| 74-11124 | 74-11341 | 74-11583 | 74-11793 | 74-12058 | 74-12248 |
| 74-11126 | 74-11343 | 74-11587 | 74-11795 | 74-12060 | 74-12250 |
| 74-11132 | 74-11345 | 74-11589 | 74-11803 | 74-12062 | 74-12252 |
| 74-11142 | 74-11359 | 74-11591 | 74-11809 | 74-12064 | 74-12256 |
| 74-11148 | 74-11371 | 74-11593 | 74-11819 | 74-12066 | 74-12258 |
| 74-11160 | 74-11377 | 74-11595 | 74-11821 | 74-12068 | 74-12260 |
| 74-11168 | 74-11381 | 74-11597 | 74-11823 | 74-12074 | 74-12262 |

(Subcase list: B74SPLIT )  
6/09/04

## EXHIBIT A

Subcase Nos:

|          |          |          |          |          |          |
|----------|----------|----------|----------|----------|----------|
| 74-12264 | 74-12428 | 74-12598 | 74-12780 | 74-13132 | 74-13384 |
| 74-12266 | 74-12430 | 74-12600 | 74-12792 | 74-13134 | 74-13386 |
| 74-12268 | 74-12436 | 74-12604 | 74-12794 | 74-13136 | 74-13390 |
| 74-12270 | 74-12444 | 74-12608 | 74-12798 | 74-13156 | 74-13392 |
| 74-12272 | 74-12446 | 74-12610 | 74-12800 | 74-13170 | 74-13396 |
| 74-12274 | 74-12448 | 74-12622 | 74-12802 | 74-13178 | 74-13398 |
| 74-12278 | 74-12450 | 74-12626 | 74-12812 | 74-13180 | 74-13400 |
| 74-12280 | 74-12452 | 74-12628 | 74-12822 | 74-13184 | 74-13402 |
| 74-12284 | 74-12454 | 74-12632 | 74-12824 | 74-13198 | 74-13404 |
| 74-12286 | 74-12458 | 74-12634 | 74-12830 | 74-13200 | 74-13406 |
| 74-12288 | 74-12466 | 74-12636 | 74-12834 | 74-13202 | 74-13408 |
| 74-12290 | 74-12468 | 74-12638 | 74-12838 | 74-13206 | 74-13410 |
| 74-12292 | 74-12472 | 74-12648 | 74-12842 | 74-13208 | 74-13412 |
| 74-12294 | 74-12474 | 74-12650 | 74-12850 | 74-13224 | 74-13414 |
| 74-12296 | 74-12478 | 74-12652 | 74-12852 | 74-13226 | 74-13420 |
| 74-12298 | 74-12480 | 74-12654 | 74-12858 | 74-13228 | 74-13422 |
| 74-12300 | 74-12482 | 74-12656 | 74-12862 | 74-13246 | 74-13438 |
| 74-12302 | 74-12486 | 74-12658 | 74-12870 | 74-13248 | 74-13448 |
| 74-12304 | 74-12490 | 74-12662 | 74-12872 | 74-13262 | 74-13452 |
| 74-12306 | 74-12492 | 74-12682 | 74-12874 | 74-13268 | 74-13454 |
| 74-12314 | 74-12494 | 74-12690 | 74-12876 | 74-13288 | 74-13468 |
| 74-12316 | 74-12496 | 74-12700 | 74-12884 | 74-13290 | 74-13474 |
| 74-12318 | 74-12498 | 74-12704 | 74-12922 | 74-13292 | 74-13476 |
| 74-12320 | 74-12502 | 74-12708 | 74-12924 | 74-13294 | 74-13480 |
| 74-12322 | 74-12504 | 74-12714 | 74-12936 | 74-13296 | 74-13482 |
| 74-12326 | 74-12506 | 74-12718 | 74-12938 | 74-13298 | 74-13484 |
| 74-12338 | 74-12510 | 74-12722 | 74-12940 | 74-13300 | 74-13504 |
| 74-12340 | 74-12512 | 74-12724 | 74-12978 | 74-13302 | 74-13506 |
| 74-12342 | 74-12514 | 74-12726 | 74-12980 | 74-13308 | 74-13520 |
| 74-12344 | 74-12516 | 74-12728 | 74-12982 | 74-13310 | 74-13526 |
| 74-12348 | 74-12518 | 74-12730 | 74-12984 | 74-13312 | 74-13560 |
| 74-12350 | 74-12520 | 74-12734 | 74-12986 | 74-13314 | 74-13590 |
| 74-12356 | 74-12526 | 74-12736 | 74-12992 | 74-13316 | 74-13592 |
| 74-12358 | 74-12530 | 74-12738 | 74-13018 | 74-13318 | 74-13622 |
| 74-12366 | 74-12532 | 74-12740 | 74-13020 | 74-13320 | 74-13630 |
| 74-12368 | 74-12534 | 74-12744 | 74-13022 | 74-13322 | 74-13632 |
| 74-12384 | 74-12540 | 74-12746 | 74-13026 | 74-13324 | 74-13636 |
| 74-12392 | 74-12542 | 74-12748 | 74-13034 | 74-13326 | 74-13638 |
| 74-12394 | 74-12546 | 74-12750 | 74-13036 | 74-13328 | 74-13640 |
| 74-12396 | 74-12548 | 74-12752 | 74-13068 | 74-13330 | 74-13644 |
| 74-12400 | 74-12550 | 74-12756 | 74-13072 | 74-13338 | 74-13648 |
| 74-12402 | 74-12554 | 74-12758 | 74-13090 | 74-13356 | 74-13652 |
| 74-12404 | 74-12556 | 74-12760 | 74-13094 | 74-13358 | 74-13654 |
| 74-12410 | 74-12566 | 74-12762 | 74-13100 | 74-13366 | 74-13656 |
| 74-12412 | 74-12574 | 74-12764 | 74-13102 | 74-13368 | 74-13658 |
| 74-12414 | 74-12578 | 74-12766 | 74-13104 | 74-13374 | 74-13660 |
| 74-12420 | 74-12584 | 74-12768 | 74-13106 | 74-13376 | 74-13664 |
| 74-12422 | 74-12586 | 74-12770 | 74-13108 | 74-13378 | 74-13666 |
| 74-12424 | 74-12588 | 74-12776 | 74-13112 | 74-13380 | 74-13668 |
| 74-12426 | 74-12590 | 74-12778 | 74-13130 | 74-13382 | 74-13670 |

(Subcase list: B74SPLIT )

6/09/04

# EXHIBIT A

## Subcase Nos:

|          |          |          |          |          |          |
|----------|----------|----------|----------|----------|----------|
| 74-13674 | 74-13838 | 74-14012 | 74-14778 | 74-14846 | 74-14905 |
| 74-13676 | 74-13842 | 74-14014 | 74-14779 | 74-14847 | 74-14906 |
| 74-13678 | 74-13848 | 74-14016 | 74-14781 | 74-14848 | 74-14907 |
| 74-13680 | 74-13852 | 74-14018 | 74-14783 | 74-14849 | 74-14908 |
| 74-13682 | 74-13858 | 74-14020 | 74-14787 | 74-14850 | 74-14909 |
| 74-13686 | 74-13860 | 74-14024 | 74-14788 | 74-14851 | 74-14910 |
| 74-13688 | 74-13878 | 74-14026 | 74-14790 | 74-14852 | 74-14911 |
| 74-13694 | 74-13880 | 74-14028 | 74-14791 | 74-14853 | 74-14913 |
| 74-13696 | 74-13888 | 74-14030 | 74-14792 | 74-14854 | 74-14915 |
| 74-13698 | 74-13890 | 74-14032 | 74-14793 | 74-14855 | 74-14916 |
| 74-13704 | 74-13898 | 74-14034 | 74-14794 | 74-14856 | 74-14917 |
| 74-13708 | 74-13912 | 74-14036 | 74-14795 | 74-14857 | 74-14918 |
| 74-13710 | 74-13916 | 74-14038 | 74-14796 | 74-14858 | 74-14919 |
| 74-13712 | 74-13918 | 74-14040 | 74-14797 | 74-14859 | 74-14920 |
| 74-13714 | 74-13922 | 74-14046 | 74-14798 | 74-14860 | 74-14921 |
| 74-13716 | 74-13926 | 74-14048 | 74-14799 | 74-14861 | 74-14922 |
| 74-13718 | 74-13928 | 74-14050 | 74-14800 | 74-14862 | 74-14924 |
| 74-13720 | 74-13930 | 74-14052 | 74-14801 | 74-14863 | 74-14926 |
| 74-13722 | 74-13932 | 74-14054 | 74-14802 | 74-14864 | 74-14927 |
| 74-13724 | 74-13934 | 74-14056 | 74-14803 | 74-14866 | 74-14928 |
| 74-13728 | 74-13936 | 74-14062 | 74-14805 | 74-14867 | 74-14929 |
| 74-13748 | 74-13940 | 74-14064 | 74-14806 | 74-14868 | 74-14931 |
| 74-13750 | 74-13942 | 74-14066 | 74-14814 | 74-14869 |          |
| 74-13752 | 74-13944 | 74-14068 | 74-14815 | 74-14870 |          |
| 74-13758 | 74-13946 | 74-14070 | 74-14816 | 74-14871 |          |
| 74-13764 | 74-13948 | 74-14072 | 74-14817 | 74-14874 |          |
| 74-13766 | 74-13950 | 74-14076 | 74-14819 | 74-14877 |          |
| 74-13770 | 74-13954 | 74-14080 | 74-14820 | 74-14878 |          |
| 74-13778 | 74-13956 | 74-14086 | 74-14821 | 74-14880 |          |
| 74-13780 | 74-13958 | 74-14088 | 74-14822 | 74-14882 |          |
| 74-13782 | 74-13960 | 74-14090 | 74-14824 | 74-14883 |          |
| 74-13786 | 74-13962 | 74-14094 | 74-14825 | 74-14884 |          |
| 74-13790 | 74-13968 | 74-14098 | 74-14826 | 74-14885 |          |
| 74-13792 | 74-13974 | 74-14100 | 74-14827 | 74-14886 |          |
| 74-13794 | 74-13976 | 74-14104 | 74-14828 | 74-14887 |          |
| 74-13798 | 74-13978 | 74-14106 | 74-14829 | 74-14888 |          |
| 74-13800 | 74-13980 | 74-14112 | 74-14830 | 74-14889 |          |
| 74-13804 | 74-13982 | 74-14116 | 74-14832 | 74-14890 |          |
| 74-13806 | 74-13984 | 74-14120 | 74-14833 | 74-14891 |          |
| 74-13808 | 74-13986 | 74-14122 | 74-14834 | 74-14892 |          |
| 74-13810 | 74-13988 | 74-14124 | 74-14835 | 74-14893 |          |
| 74-13812 | 74-13990 | 74-14126 | 74-14836 | 74-14894 |          |
| 74-13814 | 74-13992 | 74-14128 | 74-14837 | 74-14896 |          |
| 74-13818 | 74-13998 | 74-14130 | 74-14838 | 74-14897 |          |
| 74-13820 | 74-14000 | 74-14132 | 74-14840 | 74-14899 |          |
| 74-13822 | 74-14002 | 74-14136 | 74-14841 | 74-14900 |          |
| 74-13824 | 74-14004 | 74-14142 | 74-14842 | 74-14901 |          |
| 74-13826 | 74-14006 | 74-14773 | 74-14843 | 74-14902 |          |
| 74-13828 | 74-14008 | 74-14776 | 74-14844 | 74-14903 |          |
| 74-13830 | 74-14010 | 74-14777 | 74-14845 | 74-14904 |          |

(Subcase list: B74SPLIT )

6/09/04

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE was mailed on June 10, 2004, with sufficient first-class postage to the following:

USDI BLM

Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724

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

  
\_\_\_\_\_

In Re SRBA ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 74-13946

NAME AND ADDRESS: USDI BLM  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE, ID 83709-1657

SOURCE: SPRING TRIBUTARY: EIGHTEENMILE CREEK

QUANTITY: 0.02 CFS

PRIORITY DATE: 04/17/1926

POINT OF DIVERSION: T13N R29E S07 NWSENW Within Lemhi County

PLACE OF USE: Stockwater Within Lemhi County  
T13N R29E S07 SENW

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

RULE 54 (b) CERTIFICATE

John M. Melanson  
Presiding Judge of the  
Snake River Basin Adjudication