

Important Information About Your Water Right

January 17, 2003

Little Valley Mutual Irrigation Co.
C/O Bart Fowers
PO Box 160
Grand View, Idaho 83624

RECEIVED

JAN 22 2003

Department of Water Resources

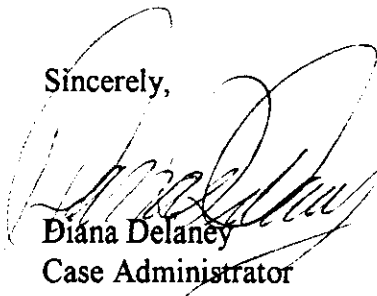
Dear Water Right Claimant(s):

This letter accompanies a copy of an **Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc** (hereinafter "**Order**") for water right number 57-2203. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The purpose of the **Order** is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the **Order**, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This **Order** also incorporates into the **Partial Decree** an express statement that the **Partial Decree** is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This **Order**, in combination with the **Partial Decree** that was issued for this water right on November 26, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the **Partial Decree** to show evidence of this water right. The original of the **Order** and the original of the **Partial Decree** for this water right is on file with SRBA Court. If you do not have a copy of the original **Partial Decree**, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the **Order** is entered **Nunc Pro Tunc**, meaning that the **Order** will be treated as if it were issued on the same date that the **Partial Decree** was originally issued.

Sincerely,


Diana Delaney
Case Administrator

RECEIVED

JAN 22 2003

Shelley Water Right

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

2003 JAN 17 PM 3 24

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	)	Water Right 57-2203
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on November 26, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on July 26, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 2, IDWR Basin 57, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

THEREFORE, IT IS ORDERED that the period of use element for the irrigation portion of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-01 to 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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 a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

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.

Dated January 17, 2003

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

ROGER BURDICK

Presiding Judge

Snake River Basin Adjudication

1997 NOV 26 PM 2:32

DISTRICT COURT-SRBA
TWIN FALLS COUNTY, 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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 57-02203
_____	)	

On August 25, 1997, a *Special Master's Report and Recommendation* was filed for the above water right. 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 water right 57-02203 is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 26, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

RECEIVED

DEC 01 1997

Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIn Re SRBA)
)
Case No. 39576)
_____)PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 57-02203

1997 NOV 26 PM 2:32

DISTRICT COURT-5TH
TWIN FALLS, IDAHO
FILEDNAME & ADDRESS: LITTLE VALLEY MUTUAL IRRIGATION CO
C/O BART FOWERS
PO BOX 160
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 2.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.USE OF THIS RIGHT WITH RIGHT NO. 57-02202 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1372.5 AFY.

PRIORITY DATE: 05/14/1952

POINT OF DIVERSION: T06S R04E S14 SWNWNE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	2.04 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County			
T06S R04E S10	SWSW 39	SESW 31	SWSE 39	SESE 39	
S11	SWNW 39	NESW 26	NWSW 39	SWSW 39	
	SESW 26	SESE 35			
S13	NWNW 35	SWNW 26	SESW 23	NESW 39	
	SESW 31	SWSE 21			
S14	NENE 6	NWNE 31	SWNE 40	NENW 37	
	NWNW 39	SWNW 39	SESW 29	NESW 34	
	NWSW 39	SWSW 40	SESW 30		
S15	NENE 36	NWNE 27	SWNE 39	SENE 38	
	NENW 37	NWNW 39	SWNW 38	SESW 39	
	NESW 40	NWSW 40	SWSE 39	SESE 39	
	NESE 39	NWSE 39	SWNE 40	SENE 36	
S16	NENE 40	NWNE 40	SWNW 40	SESW 40	
	NENW 40	NWNW 40	SESW 23	NESE 40	
	NESW 32	NWSW 32	SESE 39		
	NWSE 14	SWSE 39	SESE 37		
S22	NENE 40	NWNE 40	SWNE 37	SENE 37	
	NWNW 40	NESW 40	NWSW 40	SWSW 31	
	SESW 40	NESE 37	NWSE 37	SWSE 40	
	SESE 40				
S23	NENE 29	NWNE 39	SWNE 39	SENE 39	
	NENW 40	NWNW 40	SWNW 40	SESW 40	
	NESW 38	NWSW 39	SWSW 39	SESE 39	
	NESE 39	NWSE 39	SWSE 37	SESE 38	
S24	SWNW 33	NESW 40	NWSW 40	SWSW 39	
	SESW 39	NWSE 40	SWSE 39		
S26	NWNE 37	SWNE 39	NENW 37	NWNW 40	
	SWNW 40	SESW 39	NESW 39	NWSW 40	
	SWSW 38	SESW 38	NWSE 39	SWSE 38	
S27	NENE 40	NWNE 37	SWNE 39	SENE 40	
	NENW 40	NWNW 34	NESE 40	SESE 40	
4189 ACRES TOTAL					

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 235.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-02203PAGE 1
NOV-20-1997

PLACE OF USE: (CONT)

USE OF THIS RIGHT WITH RIGHT NO. 57-02202 AND THE
AFOREMENTIONED BASIN 02 RIGHTS IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 4189 ACRES IN A SINGLE IRRIGATION SEASON.

1997 NOV 26 PM 2:32

Place of use for DOMESTIC is same as IRRIGATION

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

DISTRICT COURT-SNAKE
TWIN FALLS COUNTY
FILED

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
RIGHTS HAVE BEEN CLAIMED TO WATER FROM BASIN 02 FOR THE SAME
PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE, WHICH
WILL BE INCLUDED IN A DIRECTOR'S REPORT TO BE FILED AT A LATER
DATE. ANY WATER RIGHTS RECOMMENDED IN THE BASIN 02 REPORT FOR
THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE
WILL CONTAIN REMARKS LIMITING THE COMBINED USE OF THIS RIGHT,
RIGHT NO. 57-02202 AND THE BASIN 02 RIGHTS.


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

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