

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 27 2003

Idaho Department of Water Resources

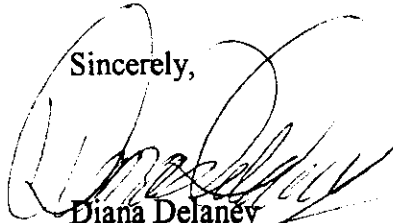
Dear Water Right Claimant(s):

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 57-2202. 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 April 29, 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

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JAN 22 11:13

Dist. Court - Twin Falls

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2003 JAN 17 PM 3 23

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 57-2202
	)	
	)	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 April 29, 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 at 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

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 57-02202

APR 29 AM 11:16
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: LITTLE VALLEY MUTUAL IRRIGATION CO
C/O BART FOWERS
PO BOX 160
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 1.4 CFS
315.0 AFY

PRIORITY DATE: 05/05/1952

POINT OF DIVERSION: T06S R04E S14 SWNWNE Within OWYHEE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE IRRIGATION NONE	PERIOD OF USE Irrigation Season	QUANTITY 1.4 CFS 315.0 AFY
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PLACE OF USE:	IRRIGATION	Within OWYHEE County			
	T06S R04E S10	SWSW 39.0	SESW 31.0	SWSE 39.0	SESE 39.0
	S11	SWNW 39.0	NESW 26.0	NWSW 39.0	SWSW 39.0
		SESW 26.0	SESE 35.0		
	S13	NWNW 35.0	SWNW 26.0	SENE 23.0	NESW 39.0
		SESW 31.0	SWSE 21.0		
	S14	NENE 6.0	NWNE 31.0	SWNE 40.0	NENW 37.0
		NWNW 39.0	SWNW 39.0	SENE 29.0	NESW 34.0
		NWSW 39.0	SWSW 40.0	SESW 30.0	
	S15	NENE 36.0	NWNE 27.0	SWNE 39.0	SENE 38.0
		NENW 37.0	NWNW 39.0	SWNW 38.0	SENE 39.0
		NESW 40.0	NWSW 40.0	SWSW 40.0	SESE 37.0
		NESE 39.0	NWSE 39.0	SWSE 39.0	SESE 39.0
	S16	NENE 40.0	NWNE 40.0	SWNE 40.0	SENE 36.0
		NENW 40.0	NWNW 40.0	SWNW 40.0	SENE 40.0
		NESW 32.0	NWSW 32.0	SESW 23.0	NESE 40.0
		NWSE 14.0	SWSE 39.0	SESE 39.0	
	S22	NENE 40.0	NWNE 40.0	SWNE 37.0	SENE 37.0
		NWNW 40.0	NESW 40.0	NWSW 40.0	SWSW 31.0
		SESW 40.0	NESE 37.0	NWSE 37.0	SWSE 40.0
		SESE 40.0			
	S23	NENE 29.0	NWNE 39.0	SWNE 39.0	SENE 39.0
		NENW 40.0	NWNW 40.0	SWNW 40.0	SENE 40.0
		NESW 38.0	NWSW 39.0	SWSW 39.0	SESE 39.0
		NESE 39.0	NWSE 39.0	SWSE 37.0	SESE 38.0
	S24	SWNW 33.0	NESW 40.0	NWSW 40.0	SWSW 39.0
		SESW 39.0	NWSE 40.0	SWSE 39.0	
	S26	NWNE 37.0	SWNE 39.0	NENW 37.0	NWNW 40.0
		SWNW 40.0	SENE 39.0	NESW 39.0	NWSW 40.0
		SWSW 38.0	SWSE 38.0	NWSE 39.0	SWSE 38.0
	S27	NENE 40.0	NWNE 37.0	SWNE 39.0	SENE 40.0
		NENW 40.0	NWNW 34.0	NESE 40.0	SESE 40.0
	4189.0 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 70.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
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

PLACE OF USE: (CONT)

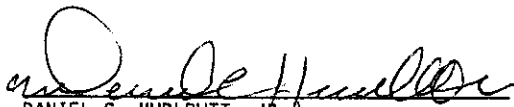
THE SAME PURPOSE OF USE AT THE SAME PLACE OF USE DESCRIBED ABOVE
WILL CONTAIN REMARKS LIMITING THE COMBINED USE OF THIS RIGHT,
RIGHT NO. 57-02203 AND THE BASIN 02 RIGHTS.

USE OF THIS RIGHT WITH RIGHT NO. 57-02203 AND THE
AFOREMENTIONED BASIN 02 RIGHTS IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 4189 ACRES IN A SINGLE IRRIGATION SEASON.

CONSUMPTIVE USE:

USE OF THIS RIGHT WITH RIGHT NO. 57-02203, AND THE
AFOREMENTIONED BASIN 02 RIGHTS IS LIMITED TO A TOTAL
COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 14,661.5 AFY.

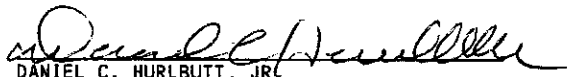
DATED: APR 29 1997


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.

DATED: APR 29 1997


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

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By 
DEPUTY CLERK