

## Important Information About Your Water Right

October 25, 2002

Murphy Irrigation District  
c/o Hulet Farm management Co  
HC 79 Box 2020  
Murphy, ID 83650

RECEIVED

OCT 28 2002

Department of Water Resources

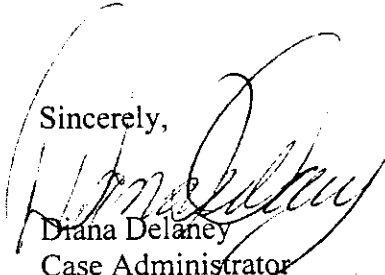
Dear Water Right Claimant(s):

Attached to this letter is a copy of an **Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc** (hereinafter "**Order**") for water right number 57-180B. 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). November 25, 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 this **Order** and the original of the **Partial Decree** for this water right are 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

DISTRICT COURT-SRBA  
Fifth Judicial District  
County of Twin Falls - State of Idaho

OCT 25 2002

By \_\_\_\_\_ Clerk  
\_\_\_\_\_  
Deputy Clerk

OCT 25 2002

**Clerk**

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

A ***Partial Decree*** was entered for the above-captioned irrigation water right on November 25, 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*

PERIOD OF USE: 03-01 to 11-15

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 October 25, 2002.

  
\_\_\_\_\_  
ROGER BURDICK  
Presiding Judge  
Snake River Basin Adjudication

1997 NOV 25 PM 4:38

DISTRICT COURT - TIA  
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

Case No. 39576

ORDER OF PARTIAL DECREE

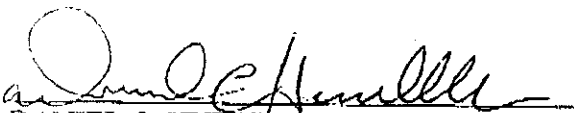
For Water Right 57-00180B

On August 4, 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 I*, 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 57-00180B is hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 25, 1997.

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

ORDER OF PARTIAL DECREE

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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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 57-001808

1997 NOV 25 PM 4:38  
DISTRICT COURT-SECA  
TWIN FALLS CO., IDAHO  
FILED

NAME & ADDRESS: MURPHY IRRIGATION DISTRICT  
C/O HULET FARM MANAGEMENT CO  
HC 79 BOX 2020  
MURPHY ID 83650

SOURCE: SINKER CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.2 CFS

PRIORITY DATE: 04/01/1865

POINT OF DIVERSION: T04S R02W S11 SENW Within Owyhee County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY  
IRRIGATION Irrigation Season 0.2 CFS

| PLACE OF USE: | IRRIGATION       | Within Owyhee County |         |         |         |
|---------------|------------------|----------------------|---------|---------|---------|
|               | T03S R01W S02    | SWNE 13              | SWNW 27 | NWSW 40 | NWSE 21 |
|               | S03              | SWNW 40              | NWSW 40 | SWSW 40 | NESE 40 |
|               |                  | NWSE 40              | SWSE 40 | SESE 40 |         |
|               | S04              | SWNE 40              | SENE 40 | SWNW 40 | SENE 40 |
|               |                  | NESW 40              | NWSW 40 | SWSW 40 | SESW 40 |
|               |                  | NESE 40              | NWSE 40 | SWSE 30 | SESE 40 |
|               | S05              | SENE 40              | NESE 40 | SESE 40 |         |
|               | S07              | SESW 40              | NESE 40 | NWSE 40 | SWSE 40 |
|               |                  | SESE 40              |         |         |         |
|               | S08              | NENE 35              | NWNE 40 | SWNE 40 | SENE 35 |
|               |                  | NENW 40              | NWNW 40 | SWNW 40 | SENE 40 |
|               |                  | NESW 40              | NWSW 40 | SWSW 40 | SESW 40 |
|               |                  | NESE 35              | NWSE 40 | SWSE 40 | SESE 35 |
|               | S09              | NENE 40              | NWNE 40 | SWNE 40 | SENE 40 |
|               |                  | NENW 40              | NWNW 40 | SWNW 40 | SENE 40 |
|               |                  | NESW 40              | NWSW 40 | SWSW 40 | SESW 40 |
|               |                  | NESE 40              | NWSE 40 | SWSE 40 | SESE 40 |
|               | S10              | NENE 35              | NWNE 35 | SWNE 40 | SENE 40 |
|               |                  | NENW 37              | NWNW 40 | SWNW 40 | SENE 40 |
|               |                  | NESW 40              | NWSW 40 | SWSW 40 | SESW 40 |
|               |                  | NESE 40              | NWSE 40 | SWSE 40 | SESE 40 |
|               | S11              | NENW 40              | NWNW 40 | SWNW 40 | SENE 40 |
|               |                  | NESW 40              | NWSW 40 |         |         |
|               | S15              | NWNE 34              | NENW 40 | NWNW 30 |         |
|               | S17              | NENE 40              | NWNE 40 | SWNE 40 | SENE 40 |
|               |                  | NENW 40              | NWNW 35 | SWNW 40 | SENE 40 |
|               |                  | NESW 40              | NWSW 40 | SWSW 40 | SESW 40 |
|               |                  | NWSE 40              | SWSE 40 |         |         |
|               | S18              | NENE 40              | NWNE 40 | SWNE 40 | SENE 40 |
|               |                  | NENW 40              | SENE 40 | NESW 40 | NESE 40 |
|               |                  | NWSE 40              | SWSE 40 | SESE 40 |         |
|               | S19              | NENE 35              | NWNE 25 |         |         |
|               | S20              | NENW 40              | NWNW 40 |         |         |
|               | 4537 ACRES TOTAL |                      |         |         |         |

USE OF THIS RIGHT WITH RIGHT NO. 57-00179, 57-00181 AND  
57-07152 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 4537  
ACRES IN AN IRRIGATION SEASON.

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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)  
Water Right 57-001808

PAGE 1  
NOV-20-1997

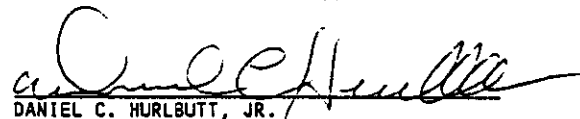
OTHER PROVISIONS: (CONT)

RIGHTS HAVE ALSO 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 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

1997 NOV 26 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., 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 )

Case No. 39576 )  
\_\_\_\_\_ )

CERTIFICATE OF MAILING

Water Right(s): 57-00180B

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 57-00180B was mailed  
on November 26, 1997, with sufficient first-class postage prepaid  
to the following:

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

STATE OF IDAHO  
Represented by:  
CLIVE STRONG  
OFFICE OF ATTORNEY GENERAL  
STATE OF IDAHO  
PO BOX 44449  
BOISE, ID 83711-4449  
Phone: 208-334-2400

USDI BLM  
Represented by:  
U.S. DEPT. OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724  
Phone: 208-387-0835

CERTIFICATE OF MAILING

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11/25/97