October 29, 2006

W. KENT FLETCHER FLETCHER LAW OFFICE 1200 OVERLAND AVENUE P.O. BOX 248 BURLEY, ID 83318-0248

RE: Water District 34 Guidelines

Dear Mr. Fletcher:

In your letter of September 6, 2006, you expressed a concern by the Directors of the Big Lost River Irrigation District (BLRID) about wording in the attached August 3, 2006 memorandum on administration of BLRID storage rights. Specifically, the Directors are concerned that flood control releases accrue toward annual storage volume limits. You also ask what legal authority provides for such accrual.

The text the Directors refer to is as follows:

"Storage is cumulative; anything that is stored, even if released for flow control, counts toward the annual volume limit."

It is important to note that it is the storage of the water, rather than the release of the water, that accrues toward annual storage volume limits. In other words, if BLRID chooses to store water, they are exercising the storage portion of their right, which is subject to the volume limitations. Once water is stored, it counts toward the annual volume limit regardless of whether BLRID later releases that stored water for purposes other than irrigation.

Note that, after the volume limits have all been met, BLRID may store additional water under water rights 34-10873, 34-12, and 34-2507, as long as all other rights in the basin are satisfied. These three rights are not limited by flow rate, and the additional volume is limited only by the amount of available storage in Mackay Reservoir. In most cases where flood control releases would be required, as in 2006, the combination of high runoff and low demand for irrigation water in the spring would allow BLRID to replace the water released for flood control.

The legal authority for this interpretation is the water right itself, which specifies an annual volume limit on irrigation storage and includes the condition allowing an additional volume of storage, as described in the attached memorandum.

I hope this letter resolves the concerns of the Directors. Please feel free contact IDWR if you have any questions.

Sincerely,

David R. Tuthill, Jr., P.E.

Water Management Division Administrator

Enclosures:

August 3, 2006 Memorandum from Nick Miller to be appended to the *Water District 34 Guidelines for Operation Document*, RE: Administration of Big Lost River Irrigation District Storage Rights. (4 pages)

Partial Decree for 34-12 (10 pages) Partial Decree for 34-10873 (10 pages) Partial Decree for 34-2507 (10 pages)

cc:

IDWR Eastern Region, Idaho Falls Big Lost River Irrigation District, 101 S Main Ave Mackay, ID 83251 Bob Duke – Watermaster, Water District 34, PO Box 53, Mackay, ID 83251

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Memorandum

To:

Append to Water District 34 Guidelines for Operation Document

From:

Nick Miller

Date:

August 3, 2006

Re:

Administration of Big Lost River Irrigation District Storage Rights

This memo clarifies how the Watermaster of WD34 is to administer storage rights held by the Big Lost River Irrigation District (BLRID). Written instruction is necessary to ensure all parties (IDWR, BLRID, water users, and WD34 staff) share a common understanding of the administration of these storage rights. This memorandum discusses the administration of the BLRID storage water rights by the Watermaster of WD34 and does not address how the stored water is to be allocated to the BLRID patrons.

BLRID holds the following 9 water rights listed in order of priority:

RIGHT NO.	PRIORITY	RATE/VOLUME LIMITS	SEASON OF USE (STORAGE)*	REMARKS
34-00818	06/30/1880	3.2 CFS/556.5AF	05-01 to 10-15	
34-00811	06/30/1881	1.7 CFS/294 AF	05-01 to 10-15	
34-00810	06/01/1888	3.2 CFS/556.5AF	05-01 to 10-15	
34-10935	06/01/1896	6.4 CFS/1113 AF	05-01 to 10-15	
34-00817B	03/01/1902	0.8 CFS/140 AF	05-01 to 10-15	
34-00013	07/31/1905	100CFS	05-01 to 10-15	Antelope Cr Exchange w/ 3 in 1
34-10873	10/02/1905	20646 AF	01-01 to 12-31	Additional Vol. Allowed
34-00012	02/07/1916	17205 AF	01-01 to 12-31	Additional Vol. Allowed
34-02507	09/02/1959	6000 AF	01-01 to 12-31	Additional Vol. Allowed

^{*} Season of use for irrigation deliveries is 5/1 to 10/15. Season of use for storage and irrigation from storage may be extended to as early as 4/20 and as late as 10/31 at the discretion of the Director of IDWR.

It is important to note that these rights are limited by season of use, storage volume, and, in some cases, flow rate. Storage volume limits are limitations on the total volume of water stored under a right each calendar year (Jan. 1 to Dec 31). Note that only three of the rights allow storage to accrue during the non-irrigation season. The BLRID storage rights fill as follows:

<u>January 1st</u> – Any carryover, including unused rotation credit storage from the previous irrigation season accrues against the volume limit of the earliest, in season storage right (34-10873).

Fill between January 1st and May 1st (before the irrigation season)—Only three of the BLRID water rights have a season of use that includes this period. Any water that is stored accrues against the volume limits of the earliest of these right first. 34-10873 fills first, then 34-12, then 34-2507. All water stored during this period must be stored in priority with other rights above the reservoir that are within their season of use, but is superior to all other rights below Mackay Reservoir, subject to a minimum flow at the 2B gage of 50 cfs. If the inflow to Mackay Reservoir is less than 50 cfs, no storage may occur, but BLRID is not required to release water to maintain 50 cfs at the 2B gage.

If the reservoir fills prior to May 1st, the three year-round rights have been satisfied. Storage is cumulative; anything that is stored, even if released for flood control, counts toward the annual volume limit. See the following example:

Date	Res. Contents	Change in Storage	Cum. stored	-	Rights filled	
Date	acre-feet	acre-feet	acre-feet	34-10873	34-12	34-2507
1/1	20,000	0	20,000	20,000 of 20,646	0 of 17,205	0 of 6,000
3/1	25,000	5,000	25,000	Right Full - 20,646	4,354 of 17,205	0 of 6,000
3/10	22,000	-3,000	25,000	Right Full - 20,646	4,354 of 17,205	0 of 6,000
3/20	25,000	3,000	28,000	Right Full - 20,646	7,354 of 17,205	0 of 6,000
4/15	38,000	13,000	41,000	Right Full - 20,646	Right Full - 17,205	3,149 of 6,000
4/28	40,851	2,851	43,851	Right Full - 20,646	Right Full - 17,205	Right Full - 6,000
5/1	44,500	3,649	47,500	Additional V	olume allowed by W	R Condition

In the above example, water is released for flood control on 3/10, but that water still had accrued toward volume limits. This, (along with the fact that the annual volume limit for these three rights is less than the 44,500 acre-feet of capacity in Mackay Reservoir) would prevent the reservoir from ever filling prior to the irrigation season were it not for a condition on these rights that reads:

A VOLUME OF WATER IN ADDITION TO THE VOLUME DESCRIBED ABOVE FOR STORAGE PURPOSES MAY BE STORED IN A SINGLE YEAR IF: A) THE ADDITIONAL VOLUME IS STORED USING THE STORAGE CAPACITY OF MACKAY RESERVOIR, AND B) ALL WATER RIGHTS EXISTING AT THE TIME OF STORAGE (INCLUDING WATER RIGHTS WITH JUNIOR PRIORITY AND OTHER RIGHTS FOR STORAGE PURPOSES) THAT ARE WITHIN THEIR PERIOD OF USE ARE SATISFIED.

In other words, as in the example above, even though the volume limits for the rights are met (on 4/28 in the example), an additional volume could be (and was in the example) stored because all other rights were satisfied. It is likely that recharge may be occurring during this period, but the WD34 recharge plan of operations indicates that recharge will not occur upstream of Mackay Reservoir without consulting BLRID.

If the reservoir does not completely fill, or if the volume limits for the three rights are otherwise not filled by May 1st, storage proceeds as described below.

<u>Fill between May 1st and October 15th (irrigation season)</u>—During this period, all of the BLRID storage rights are within their seasons of use and any storage accrues in priority with all other rights. These rights are subject to their volume and rate limitations as well. In years where the reservoir does not fill prior to the start of the irrigation season, the remaining fill occurs in priority and accrues against the volume limits of the oldest right first.

In the example below, storage deliveries began after May 10th. The reservoir contents for 5/30 and 6/5 do not directly equate with the increase in cumulative stored water because storage water is being stored and delivered, so storage may accrue against the volume limitations without a corresponding net change in reservoir contents. The important volume from an administrative point of view is the cumulative stored volume because that determines which rights have filled. As an example, if the contents of Mackay reservoir contents are increasing at a rate of 1 cfs, and 4 cfs of storage water are being delivered, then 5 cfs must be accrued against a storage right. In that example, the net change in reservoir contents does not reflect how much water is actually being stored during that period.

In the example below, the reservoir never filled to capacity but the rights reached their volume limits. Additional volume was not stored on the three rights that allow an additional volume because priority cuts were being made to 1975, so some rights being called for were not filled in this example. However, an additional volume of water may be stored in Mackay Reservoir under water right 34-13 as described later in this memorandum.

			1-May	3-May	10-May	30-May	5-Jun
Reservoir C	Contents (A	F)	25,000	26,000	20,000	25,000	34,000
Net Change	in Conten	ts (AF)*	0	1,000	-6,000	5,000	9,000
Cumulative	Stored (A	.F)	25,000	26,000	26,000	36,000	46,511
Priority date	e on BLR		All on	All on	All on	1975	1965
34-00818	6/30/1880	3.2 CFS/556.5AF	0 of 556.5	Full	Full	Full	Full
34-00811	6/30/1881	1.7 CFS/294 AF	0 of 294	Full	Full	Full	Full
34-00810	6/01/1888	3.2 CFS/556.5AF	0 of 556.5	149.5 of 556.5	149.5 of 556.5	Full	Full
34-10935	6/01/1896	6.4 CFS/1113 AF	0 of 1,113	0 of 1,113	0 of 1,113	Ful]	Full
34-00817B	3/1/1902	0.8 CFS/140 AF	0 of 140	0 of 140	0 of 140	Full	Full
34-10873	10/2/1905	20646 AF	Full	Full	Full	Full	Full
34-00012	2/7/1916	17205 AF	4,354 of 17,205	4,354 of 17,205	4,354 of 17,205	12,694 of 17,205	Full
34-02507	9/2/1959	6000 AF	0 of 6,000	0 of 6,000	0 of 6,000	0 of 6,000	Full

^{*} Net change in contents does not accurately reflect storage accrual when storage deliveries are being made.

If the reservoir fills after natural flow rotation has begun, the rotated volume becomes BLRID storage water and that volume is accrued against the BLRID storage right limitations and that water accrues to the most senior right first.

If the reservoir filled prior to the start of the irrigation season, the volume limitation on the three non-irrigation season rights has been met, but an additional volume of water may be stored under the following rights: 34-00013, 34-00810, 34-00811, 34-00818, 34-10935, and 34-00817B. These rights must be in priority and are limited to the volume limits and diversion rate limits of the individual rights (although rights may be stored concurrently if they are in priority). Note that these rights may accrue into storage while the reservoir is full, provided that storage deliveries are being made concurrently. If the reservoir is full, not being drawn down, and storage is being delivered, then storage must accrue against an in priority storage right. Such storage accrual is subject to priority date, flow rate, and volume limitations. WR 34-13 is subject to additional limitations, as described below.

WR # 34-13 is an exchange water right held by BLRID. This right entitles BLRID to store water in Mackay Reservoir in exchange for diverting an equal amount from Antelope Creek to the 3 in 1 ditch at the south fork of Antelope Creek. This right is to be administered as follows:

When water right 34-13 is in priority, and BLRID is calling for delivery of this right, the Watermaster must determine which rights that take Big Lost River water from the 3 in 1 below Antelope Creek are currently called for and deliverable. The sum of these rights may be called the "exchange flow rate". The Watermaster must adjust the diversion at the head of the 3 in 1, reducing it by the exchange flow rate, and he must divert Antelope Creek into the 3 in 1 at the South Fork of Antelope Creek at the exchange flow rate. Under 34-13, BLRID may only store at a rate equal to the exchange flow rate and may only do so while Antelope Creek is being diverted to those users on the 3 in 1 and when those users are in priority and are calling for their water.

The basis of this right is that the BLRID cannot physically store water from Antelope Creek, so instead they provide Antelope Creek water to users on the 3 in 1 and store an equal amount in Mackay Reservoir. The stored water may then be delivered as storage water to BLRID patrons. The users on the 3 in 1 receive their natural flow water rights as they normally would and nothing out of the ordinary happens from their perspective. It is important to note that these users receive their natural flow in this exchange. BLRID is not delivering any storage water in this exchange. This simply allows them to store under their Antelope Creek right. It is also important to stress that, although the right bears a diversion rate of 100 cfs, 34-13 is limited to the rate of flow that users on the 3 in 1 are calling for and that is deliverable.

<u>Fill between October 16th and December 31st (after the irrigation season)</u>—Following the end of the irrigation season; any rotated water that has not been delivered becomes BLRID storage water. During this period, water may be stored under rights 34-10873, 34-12, and 34-2507. At this point the volume limits will likely have been met earlier in the year for these rights. Additionally, the general provisions allow all inflow to Mackay Reservoir to be stored during this period subject to a 50 cfs minimum release. Therefore, any rights above Mackay Reservoir that are within their season of use and are called for must be satisfied, but BLRID may store all inflow to the reservoir beyond that required to satisfy the 50 cfs minimum flow at the 2B gage.

<u>Watermaster's Role in Administration of BLRID Rights</u>—Given the above description of BLRID water rights, the Watermaster must perform a number of checks throughout the season to ensure BLRID is storing within their water rights:

- On May 1st, or as early as April 20th if the irrigation season has been extended:
 - If the reservoir is full, the three year-round rights are satisfied.
 - If the reservoir is not full, the Watermaster must ensure that the storage rights are filled in priority.
- When BLRID is making storage deliveries:
 - It is possible that BLRID may store water at the same rate they are delivering it. In this case, the reservoir contents will not change, but volume still accrues toward the volume limits of the in priority storage rights. The Watermastser should verify that the in priority storage rights are not exceeding their flow rate or volume limitations. During this period, the following should be true:

[reservoir outflow] = [rotation storage outflow] + [storage release out flow] + [natural inflow] - [Storage inflow] - [inflow of rotation credits]

Storage inflow is determined by the Watermaster based on which BLRID storage rights are in priority and have not met their annual volume limitation. 34-13 is limited to the flow rate of in priority Big Lost River water rights on the 3 in 1 below Antelope Creek and is further limited to that volume of water that can be supplied to those users from Antelope Creek under WR#34-13.

- Following the irrigation season:
 - Ensure that all other rights are satisfied above the reservoir unless volume limitations remain on the three year round rights, in which case they can be filled in priority with above the reservoir rights.
 - Ensure that the flow at the 2B gage is either 50 cfs or is equal to the inflow to the reservoir, if the inflow is less than 50 cfs.

2001 OCT 15 PM 4: 34

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 34-00012

On March 25, 1998, a Special Master's Report and Recommendation was filed for the above water right. Additional proceedings followed, which ultimately culminated in a Memorandum Decision and Order on Motions for Reconsideration issued by Judge Wood on December 16, 1999.

On June 24, 1999, in response to the Idaho Supreme Court decision in A&B Irrigation

District v. Idaho Conservation League, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), IDWR

filed a Supplemental Director's Report, Reporting Area 1, IDWR Basin 34, Regarding Revision

of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions

which included a recommendation for the irrigation season of use for this water right.

No objections were filed to the Supplemental Director's Report with respect to the above-captioned water right. On May 9, 2001, this Court issued an Order of Partial Decree for General Provisions in Administrative Basin 34.

Therefore, IT IS ORDERED that water right 34-00012 is hereby decreed as set forth in the attached Partial Decree Pursuant to I.R.C.P. 54(b)

DATED October 15, 2001.

ROGER S. BURDICK

Presiding Judge

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRIBUTION OF THE 5 PM 4: 34 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 34-00012

NAME & ADDRESS:

BIG LOST RIVER IRRIGATION DISTRICT

PO BOX 205

MACKAY ID 83251

SOURCE:

BIG LOST RIVER

TRIBUTARY: SINKS

QUANTITY:

17205.0 AFY

A VOLUME OF WATER IN ADDITION TO THE VOLUME DESCRIBED ABOVE FOR STORAGE PURPOSES MAY BE STORED IN A SINGLE YEAR IF: A) THE ADDITIONAL VOLUME IS STORED USING THE STORAGE CAPACITY OF MACKAY RESERVOIR, AND B) ALL WATER RIGHTS EXISTING AT THE TIME OF STORAGE (INCLUDING WATER RIGHTS WITH JUNIOR PRIORITY AND OTHER RIGHTS FOR STORAGE PURPOSES) THAT ARE WITHIN THEIR PERIOD OF USE

ARE SATISFIED.

PRIORITY DATE:

02/07/1916

POINT OF DIVERSION:

TO3N	R26E	s01	NENESW	(REDIVERSION)	Within	BUTTE	County
*		\$12	NENWSE	(REDIVERSION)			
T04N	R26E	\$26°	NUNUNU	(REDIVERSION)			
	R26E		NWSESE	(REDIVERSION)			
T07N	R23E	S12	SENW		Within	CUSTER	County
T06N	R24E	s01	NENESW	(REDIVERSION)			
	R25E	s06	SWNESE	(REDIVERSION)			
		S10	NENESW	(REDIVERSION)			
		S11	SWSESW	(REDIVERSION)			
		S14	SENWSE	(REDIVERSION)			•
		S24	NUNUNE	(REDIVERSION)			
	R26E		NUSENW	(REDIVERSION)			
TO7N	R23E		NUNUSE	(REDIVERSION)			
10.11	R24E		SESUNE	(REDIVERSION)			
	1 - 1 - 7 tm	s20	SWNESW	(REDIVERSION)			
		s33	NUSWNE	(REDIVERSION)			
		s34	SENWNW	(REDIVERSION)			
		~~~		· · · · · · · · · · · · · · · · · · ·			

POINT OF DIVERSION IN TOTH, R23E, S12, SENW IS MACKAY DAM. WATER IS DELIVERED THROUGH THE ANGELO, ARCO, B & J, BECK/MC GOWAN, BURNETT, DARLINGTON, EASTSIDE, HARRIS-VAUGHT, ISLAND, LOWER BURNETT, MC LAUGHLIN, MIDDLE, MILLER, MOORE, MUNSEY, SHARP, STREETER, SUTTER, SWAUGER, VANOUS, WESTSIDE AND 3 IN 1 DITCHES OR CANALS; ALL ARE POINTS OF REDIVERSION FROM THE BIG LOST RIVER.

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTI"	ΤY
IRRIGATION STORAGE	01-01 12-31	.,,	AFY
IRRIGATION FROM STORAGE	05-01 10-15	17205.0	AFY

THE PERIOD OF USE FOR IRRIGATION FROM STORAGE DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR.

PLACE OF USE:

IRRIGATION FROM STORAGE		Within BUTTE	and	CL	JSTER Counties		
					(NWNE)	SWNE	SENE
			Lot	4	(NUNU)	SWNW	SENW
200	-	NESW			NWSW	SWSW	SESW
		NESE			NWSE	SWSE	SESE
SO2 Lot	1	(NENE)	Lot	2		SWNE	SENE

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) Water Right 34-00012

PAGE SEP-28-20

T03N R26E S			NESE			NWSE		SESE	
\$	s12		NENE			NWNE		SWNE	SENE
			NENW			NUNW		SWNW	SENW
			NESW			NWSW		SWSW	SESW
			NESE			NWSE		SWSE	SESE
\$	S13		NENE			NWNE		SWNE	SENE
			NENW			NUNU		SWNW	SENW
			NESW			NESE		NWSE	
R27E S		Lot 4	(NUNH)			Swnw		NWSW	SWSW
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		Lot 3	(NENW)	Lat	4	(WWW)		SENW	NESH
		Lot 6	(NUSW)	Lot	7	(SUSW)		SESW	NESE
			NWSE			SWSE		SESE	
5	S07		NENE			NWNE		SWNE	SENE
			NENW	Lot	1	(WWW)	Lot 2	(SWNW)	SENW
			NESW			NUSW		SWSW	SESW
			SWSE			SESE			
•	S08		NENW			NWNW		SWNW	SENW
			NESW			NWSW		SWSW	SESW
9	<b>S17</b>		NENW	•		NWNW		SWNW	SENW
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		Lot 3	(NENW)	Lot	4	(NWNW)			SESW
			NESW			NWSW		SWSW	SESE
			NESE		~	NWSE		SWSE	SENE
;	S05	Lot 1	(NENE)	Lot	2			SWNE	
			SENW			NESW		NWSW	SWSW
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	S07		NENE			SENE		NESE	SESE
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:	S09		NENE			NWNE		SWNE	SENE
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	S10		NENE			NWNE		SWNE	SENE
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	<b>\$18</b>		NENE			NWNE		SWNE	SENE
			NESE			NWSE		SWSE	SESE SENE
	<b>S19</b>		NENE			NWNE		SWNE	SENE
									DAGE

T04N R26E	\$19		NESW			SESW	NESE	NWSE
10-10 KEDE						SESE		
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			NENW					
			NESW			NUSU	SUSU	NWSE
	c24						SWNE	SENE
	\$21		NENE			NWNE		
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			NESE					
	S22		NENE			NWNE	SWNE	SENE
			NENW			NUNU	SWNW	SENW
			NESW			NWSW	NESE	NWSE
			SWSE			SESE		
	S23		NUNE			SWNE	NENW	HHHH
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						SESW	NWSE	SWSE
			SWSW			2E2#	AMSE	340
			SESE					
	-25					SENW	NESW	NWSW
	S25		SUNU			25MM		
			SWSW			SESW	NWSE	SWSE
			SESE					
	<b>\$26</b>		NENE			NWNE	SWNE	SENE
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	~75						SWNE	SENE
	<b>S35</b>		NENE			NWNE		
			NENW			SENW	NESE	NWSE
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	674		NENE			NUNE	SWNE	SENE
	s36							
			NENW			NUNU	SWNW	SENW
							SESW	NESE
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	474	4 4			-		SENW	NESW
R27E	\$51	Lot 1	(HUNH)	LOT	4	(SWNW)		
		Lot 3	(WSW)	Lot	4	(SWSW)	SESW	SWSE
		505 3			•	,,		
			SESE					
*AEH 6365	CO 7	1 1	(NENE)	Lot	2	(NWNE)	SWNE	SENE
T05N R25E	201							
		Lot 3	(NENW)	Lot	4	(NUNW)	SWNW	SENW
							SWSW	SESW
			NESW			NWSW		
	S02	Lot 1	(NENE)	Lot	2	(NWNE)	SWNE	SENE
	302							
		Lot 3	(NENW)	Lot	4	(NWNW)	SWNW	SENW
						NWSE	SWSE	SESE
			NESE				3431	
R26E	503		NUSW			SWSW		
,,,,,,					-		CUME	SENE
	S04	Lot 1	(NENE)	Lot	۷.	(NWNE)	SWNE	
		Lot 3	(NENW)	Lot	4	(WWWW)	SWNW	SENW
		506 3			•			
			NESW			NWSW	SWSW	SESW
			NESE			NWSE	SWSE	SESE
					_			
	S05	Lot 1	(NENE)	Lot	2	(NWNE)	SWNE	SENE
					_		SESE	
			NESE			SWSE	3635	
	S06		HUNH					
							14 P AL 1	NUSU
	S08		NENE			SENE	NESW	
			SHSH			SESW	NESE	NWSE
							196-41-6	
			SWSE			SESE		
	s09		NENE			NWNE	SWNE	SENE
	307							
			NENW			NUNU	SWNW	SENW
				`			SWSW	SESW
			NESW	*		Nusu		
			NESE	*		NWSE	SWSE	SESE
	\$10		SWNE			NENU	NWNU	SWNW
			SENW			NESW	NUSU	SWSW
			SESW			NWSE	SWSE	SESE
	\$14		NUNU			SWNW	NESW	nwsw
	314						MESA	(1170
			SWSW			SESW		
	645						et ME	SENE
	<b>\$15</b>		NENE			NWNE	SHNE	
			NENW			HAMM	SWNW	SENH
			NESW			Nusw	SUSU	SESW
			NESE			NWSE	SWSE	SESE
	S16		NENE			NWNE	SWNE	SENE
							SHNH	SENW
			NENW			NUNU		
			NESW			NWSW	SUSU	SESW
			NESE			NWSE	SWSE	SESE
	647						SWNE	SENE
	<b>S17</b>		NENE			NWNE		
			NENW			NWNW	SUNU	SENW
								SESE
			NESE			NWSE	SWSE	
	<b>\$20</b>		NENE			NWNE	SWNE	SENE
	320		MEME			14444	477	
								DACE

T05N R26E \$20	NESE	NWSE	SWSE	SESE
\$21	NENE	NWNE	SUNE	SENE
	NENW	NWNW	SWNW	SENW
	NESW	NUSW	SUSW	SESW
	NESE	NWSE	SWSE	SESE
\$22	NENE	NWNE	SWNE	SENE
322	NENW	אאאא	SUNU	SENW
	NESW	NUSU	SWSW	SESW
637	NESE	NWSE	SWSE	SESE
s23	NENW	HANN	SUNW	SENU
	NESW	WSWK	SWSW	SESW
s26	NENW	NWNW	SMMM	SENW
	HESW	NWSW	SWSW	SESW
\$27	NENE	NWNE	SWNE	SENE
	NENW	HUNU	SUNU	SENV
	NESW	NWSW	SHSH	SESW
	NESE	NWSE	SWSE	SESE
<b>\$28</b>	NENE	NWNE	SWNE	SENE
	NENW	NUNW	SWNW	SENW
	NESW	NUSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
\$29	NENE	NWNE	SWNE	SENE
OL,	NENW	SENW	NESE	NWSE
	SWSE	SESE	HE VIL	NHOL
\$32			ucce	SESE
	NENE	SENE	NESE	
s33	NENE	NWNE	SWNE	SENE
	NENW	WHU	SWNW	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
\$34	NENE	NWNE	SWNE	SENE
	NENW	NUNU	SWNW	SENW
	NES₩	NWSW	Lot 4 (SWSW	) Lot 5 (SESW)
	NESE	HUSE	SWSE	SESE
<b>\$35</b>	NUNY	SWNW	NWSW	SWSW
T06N R24E S01	Lot 1 (NENE)	Lot 2 (NWNE)	SWNE	SENE
	Lot 3 (NENW)			SENW
	NESW	NESE	NWSE	SWSE
	SESE	HESE	NASL	3432
\$02		1 3 (1)1805	SWNE	SENE
20.5	Lot 1 (NENE)			
	Lot 3 (NENW)			SENW
	NESW	NHSH	SESH	NWSE
	SWSE	SESE	_	
s03	Lot 1 (NENE)			SENE
\$11	NENE	NWNE	SWNE	SENE
<b>S12</b>	NENE	NUNE	SWNE	SENE
	NENW	NUNU	SUNU	SENW
	NWSW	NESE		
R25E \$01	NESW	Susu	SESW	NESE
	NWSE	SWSE	SESE	
s02	SWNE	SUNU	SENV	NESW
**-	NWSW	รบรบ	SESW	NWSE
	SWSE	sese	5244	***************************************
\$03	Lot 1 (NENE)		SWNE	SENE
203				
		· ·		SENH
	NESW	NWSW	SMSM	SESH
***	NESE Lot 1 (NENE)	NWSE	SWSE	SESE
\$04	Lot 1 (NENE)			· · · · · · · · · · · · · · · · · · ·
			SWSE	SESE
	SHSH	SESW		
S05	SWSW Lot 1 (NENE)	Lot 2 (NWNE)		SENE
\$05	SWSW Lot 1 (NENE) Lot 3 (NENW)	Lot 2 (NWNE) Lot 4 (NWNW)	SHNH	SENW
\$05	SWSW Lot 1 (NENE) Lot 3 (NENW) NESW	Lot 2 (NWNE) Lot 4 (NWNW) NWSW	SASA SANA	SENW Sesw
	SWSW Lot 1 (NENE) Lot 3 (NENW)	Lot 2 (NWNE) Lot 4 (NWNW)	SHNH	SENU Sesu Sese
\$05 \$06	SWSW Lot 1 (NENE) Lot 3 (NENW) NESW NESE Lot 1 (NENE)	Lot 2 (NWNE) Lot 4 (NWNW) NWSW NWSE	SWSE SHAR	SENW Sesw
	SWSW Lot 1 (NENE) Lot 3 (NENW) NESW NESE	Lot 2 (NUNE) Lot 4 (NUNU) NUSW NUSE Lot 2 (NUNE)	SWNW SWSW SWRE SWNE	SENW SESW SESE SENE
	Lot 1 (NENE) Lot 3 (NENW) NESW NESE Lot 1 (NENE) Lot 3 (NENW)	Lot 2 (NUNE) Lot 4 (NUNU) NUSW NUSE Lot 2 (NUNE) Lot 4 (NUNU)	SUNU SWSE SWE SWE LOT 5 (SWW)	SENW SESE SENE SENW SENW
	Lot 1 (NENE) Lot 3 (NENW) NESW NESE Lot 1 (NENE) Lot 3 (NENW) NESW	Lot 2 (NUNE) Lot 4 (NUNU) NUSW NUSE Lot 2 (NUNE) Lot 4 (NUNU) Lot 6 (NUSU)	SUNU SWSU SWSE SWNE Lot 5 (SWNW Lot 7 (SWSW)	SESW SESE SENE SENE SESW SESW SESW
\$06	Lot 1 (NENE) Lot 3 (NENW) NESW NESE Lot 1 (NENE) Lot 3 (NENW) NESW NESE	Lot 2 (NUNE) Lot 4 (NUNU) NUSS NUSS Lot 2 (NUNE) Lot 4 (NUNU) Lot 6 (NUSU) NUSS	SUNU SWSU SWSE SWNE Lot 5 (SWNW Lot 7 (SWSW) SWSE	SENW SESW SENE SENW ) SESW SESE
	Lot 1 (NENE) Lot 3 (NENW) NESW NESE Lot 1 (NENE) Lot 3 (NENW) NESE NESE NENE	Lot 2 (NUNE) Lot 4 (NUNU) NUSS NUSS Lot 2 (NUNE) Lot 4 (NUNU) Lot 6 (NUSU) NUSS NUNE	SUNU SWSU SWSE SWNE Lot 5 (SWNW Lot 7 (SWSW) SWSE SWNE	SENW SESW SESW SENW SESW SESE SENE
\$06	Lot 1 (NENE) Lot 3 (NENW) NESW NESE Lot 1 (NENE) Lot 3 (NENW) NESW NESE NENE NENW	Lot 2 (NUNE) Lot 4 (NUNU) NUSW NUSE Lot 2 (NUNE) Lot 4 (NUNU) Lot 6 (NUSW) NUSE NUNE Lot 1 (NUNU)	SUNU SWSH SWSE SWNE Lot 5 (SWNW) Lot 7 (SWSW) SWSE SWNE Lot 2 (SWNW)	SENW SESW SESW SESW SESW SESW SESW SESW
\$06	Lot 1 (NENE) Lot 3 (NENW) NESW NESE Lot 1 (NENE) Lot 3 (NENW) NESE NESE NENE	Lot 2 (NUNE) Lot 4 (NUNU) NUSS NUSS Lot 2 (NUNE) Lot 4 (NUNU) Lot 6 (NUSU) NUSS NUNE	SUNU SWSH SWSE SWSE SWNE Lot 5 (SWNW Lot 7 (SWSW SWSE SWNE Lot 2 (SWNW)	SENW SESW SESW SESW SESW SESW SESW SESW

T06N R25E S08	NENE	NUNE	NENW	NUNU
	SUNU	NUSU	swsw	NESE
	NWSE	SWSE	SESE	
-00				CEVE
\$09	NENE	NWNE	SWNE	SENE
	NENW	NUNU	SUNU	SENW
	NESW	NWSW	SUSU	SESW
	NESE	NWSE	SWSE	SESE
\$10	NENE	NWNE	SWNE	SENE
310			SWNW	SENN
	NENW	NUNU		
	NESW	NUSU	SWSW	SESW
	NESE	NWSE	SWSE	SESE
<b>S11</b>	NENE	NWHE	SWNE	SENE
	NENU	NUNW	SWNW	SENW
			SWSW	SESW
	NESW	NWSW		SESE
	NESE	NUSE	SWSE	
S12	NENE	NWNE	SWNE	SENE
	NENW	NUNU	SWNW	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
-47				SENE
s13	NENE	NUNE	SWNE	
	NENW	NUNU	SWNW	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
<b>\$14</b>	NENE	NUNE	SENE	NESE
314			<b>₩</b>	116-46
	SWSE	SESE		<b>62 INII 4</b>
\$16	HUNE	NEWA	NUNU	SWNW
S17	SWNE	SENE	NUNU	SWW
	SENW	NESW	NWSW	NESE
	NWSE	SWSE	SESE	
610			SWNE	SENE
\$18	NENE	NUNE	SWAL	34,144
	SWSW		±	
\$21	Lot 1 (NENE)	Lot 2 (NWNE)	SWNE	SENE
	Lot 3 (NENW)	Lot 4 (NWNW)	NESE	NWSE
	SESE			
<b>\$22</b>	NASA	SWSW		
			HECE	SESE
s23	NENE	SENE	NESE	
<b>S24</b>	NENE	NWNE	SWNE	SENE
	NENW	NUNU	SHNH	SENW
	NESW	NUSU	Swsw	SESW
	NESE	NWSE	SWSE	SESE
035		NWNE	SWNE	SENE
\$25	NENE			
	NENW	SWNW	SENW	NESW
	Nusu	Swsw	SESW	NESE
	NWSE	SWSE	SESE	
\$26	SESW	SWSE	SESE	
s27	NNN	SWNW	SWSW	SESW
35.7				- <del></del>
	SWSE	Lot 4 (SESE)		~~~~
s28	HENE	SENE	NESE	SESE
<b>S33</b>	NENE			
s34	Lot 1 (NENE)	NWNE	SWNE	Lot 2 (SENE)
	NENW	NWNW	SENW	NESW
	Lot 3 (NESE)	MICE	Lot 4 (SESE)	·
				CENE
<b>S3</b> 5	NENE	1144144	SWNE	SENE
	NENW	NUNU	SUNU	SENW
	NESW	NWSW	SHSH	SESW
	NESE	NWSE	SWSE	SESE
s36	NENE	NWNE	SWNE	SENE
330			SANA	SENW
	NENW	NUNU		
	NESW	NVSW	SWSW	SESH
	NESE	NWSE	SWSE	SESE
R26E S05	Lot 4 (SWSW)	Lot 5 (SESW)		
\$06	SWSW	SESE		
\$07 \$07		SHINE	SENE	Lot 1 (NENW)
201	NENE			NESW
	WWW	SWNW	SENW	
	Lot 3 (NWSW)	Lot 4 (SWSW)	SESW	NESE
	NWSE	SWSE	SESE	
\$08	NENW	NUNU	SUNW	SENH
550	NESW	NVSV	SWSW	SESV
~47			SWNE	SENE
\$17	NENE	NWNE		
	NENW	HWWH	SWNH	SENW
	NESW	NWSW	SWSW	SESW

70/W D3/F 047				
TO6N R26E S17	NESE	NWSE	SWSE	SESE
S18	NENE	HWNE	SWNE	SENE
	NENW	Lot 1 (NUNH)	Lot 2 (SWNH)	SENW
	NESW	Lot 3 (NWSW)	Lot 4 (SWSW)	SESW
	HESE	NWSE	SWSE	SESE
S19	NENE	NWNE	SWNE	SENE
	NENW	Lot 1 (NWNW)	Lot 2 (SWNW)	SENW
	NESW	NWSW	susu	SESW
	NESE	NUSE	SWSE	SESE
S20	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SWNW	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
S21	SWNW	NESW	WSW	SWSW
	SESW	SWSE		
s27	NESW	NUSW		
s28	NUNE	SWNE	NENH	NWNW
	SWNW	SENW	NESW	NWSW
	SUSU	SESW	NESE	NWSE
	SWSE	SESE	11202	111104
s29	NENE	NWNE	SWNE	SENE
JEF	NENU	NUNU	SHAM	SENW
			SWSW	SESW
	NESW	NVSV		
070	NESE	NWSE	SWSE	SESE
s30	NENE	NUNE	SWNE	SENE
	NENW	Lot 1 (NWNW)	Lot 2 (SWNW)	SENW
	NESW	Lot 3 (NWSW)	Lot 4 (SWSW)	SESW
	NESE	NWSE	SWSE	SESE
s31	NENE	NWNE	SWNE	SENE
	NENW	Lot 1 (NWNW)	Lot 2 (SWNW)	SENW
	NESW	Lot 3 (NWSW)	Lot 4 (SWSW)	SESW
	NESE	NWSE	SWSE	SESE
<b>\$32</b>	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SWNW	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
s33	NUNE	SWNE	NENW	NWNW
	SWNW	SENW	NESW	NUSU
	SWSW	SESW	NWSE	SWSE
TO7N R24E S07	Lot 3 (NWSW)	Lot 4 (SWSW)	SESW	
\$17	SWNW	NAZA	swsw	SESW
S18	NENE	NWNE	SWNE	SENE
310	NENW	SENW	NESE	NWSE
	SESE	SCAN	ALSE	11804
can	NENE	wwe	SWNE	NENW
\$20		NUNE		SWSE
	NUNU	NESE	NWSE	3#36
674	SESE	All ICI (	er iet i	SESW
\$21	NESW	NWSW	SWSW	SESE
	NESE	NWSE	SWSE	
\$26	SHSH	SESW	SWSE	SESE
<b>\$27</b>	NENY	NESW	NUSU	SMSM
	SESM	NESE	NWSE	SWSE
	SESE			
s28	NENE	NWNE	NENW	WARA
	SWNW	SENW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
s29	NENE	NWNE	SENE	NWSE
	SESE			
s33	NUNE	SWNE	SENE	NEKW
	NESE	NWSE	SESE	
S34	NENE	NWNE	SHNE	SENE
	SWNW	SENW	NESW	NWSW
	SWSW	SESW	NESE	NWSE
	SWSE			
s35	NENE	NWNE	SWNE	SENE
~~~	NENW	NUNU	SUNU	SENW
	NESW	SWSW	SESW	NESE
	NUSE	SWSE	SESE	
s36	NENE	NWNE	SWNE	SENE
ەرد		NAMA	SWNW	SENW
	NENW			SESM
	NESW	NUSW	SMSM	3534

PLACE OF USE: (CONT)

T07N	R24E	s 36	NESE	NWSE	SWSE	SESE
	R25E	\$28	susu	SESW	NWSE	SWSE
		S31	NENE	NUNE	SWNE	SENE
			NENW	NUNU	SUNU	SENW
			NESW	NWSW	SUSU	SESW
			NESE	NWSE	SWSE	SESE
		\$32	NENE	NWNE	SWNE	SENE
			NENW	NUNU	SWW	SENW
			NESW	NWSW	SMSM	SESW
			NESE	NWSE	SWSE	SESE
		S33	NWNE	SWNE -	SENE	HENW
			WWW	SWNW	SENW	NESW
			NWSW	SWSW	SESW	NESE
			NWSE	SWSE	SESE	
		s35	NENE	NWNE	SWNE	SENE
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF 32,000 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

COMBINED RIGHT NOS.: 34-00013, 34-00810, 34-00811, 34-008178, 34-00818, 34-02507, 34-10873 AND 34-10935.

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. SECTION 42-1412(6), IDAHO CODE.

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.

ROGER BURDICK

Presiding Judge of the

YOUNG HARVEY WALKER
Represented by:
RANDALL C BUDGE
PO BOX 1391
201 E CENTER, STE A2
POCATELLO, ID 83204-1391
Phone: 208-232-6101

ARTHUR W. QUIST
Represented by:
RAY W. RIGBY
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

LITTLE SALMON RIVER WATER USER PAYETTE RIVER WATER USERS ASSN Represented by:
SCOTT L. CAMPBELL
101 S CAPITOL BLVD, 10TH FLOOR PO BOX 829
BOISE, ID 83702-0829
Phone: 208-345-2000

BIG LOST RIVER WATER USERS
Represented by:
WILLIAM R HOLLIFIELD
249 THIRD AVENUE EAST (83301)
PO BOX 66
TWIN FALLS, ID 83303-0066
Phone: 208-734-5610

JAY V JENSEN RT 1 BOX 112A MOORE, ID 83255

> LETTIE MESSICK Chief Deputy Clerk

Ti Mesock

YOUNG HARVEY WALKER
Represented by:
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PO BOX 1391
201 E CENTER, STE A2
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TWIN FALLS, ID 83303-0066
Phone: 208-734-5610

JAY V JENSEN RT 1 BOX 112A MOORE, ID 83255

> LETTIE MESSICK Chief Deputy Clerk

tie Mesick

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 34-10873

On March 25, 1998, a Special Master's Report and Recommendation was filed for the above water right. Additional proceedings followed, which ultimately culminated in a Memorandum Decision and Order on Motions for Reconsideration issued by Judge Wood on December 16, 1999.

On June 24, 1999, in response to the Idaho Supreme Court decision in A&B Irrigation

District v. Idaho Conservation League, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), IDWR

filed a Supplemental Director's Report, Reporting Area 1, IDWR Basin 34, Regarding Revision

of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions

which included a recommendation for the irrigation season of use for this water right.

No objections were filed to the Supplemental Director's Report with respect to the above-captioned water right. On May 9, 2001, this Court issued an Order of Partial Decree for General Provisions in Administrative Basin 34.

Therefore, IT IS ORDERED that water right 34-10873 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P.* 54(b).

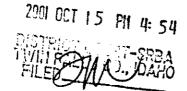
DATED October 15, 2001.

ROĞER S. BURDICK

Presiding Judge

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

PARTIAL DECREE PURSUANT TO In Re SRBA I.R.C.P. 54(b) FOR Case No. 39576 Water Right 34-10873



NAME & ADDRESS:

BIG LOST RIVER IRRIGATION DISTRICT

PO BOX 205

MACKAY ID 83251

SOURCE:

BIG LOST RIVER

TRIBUTARY: SINKS

QUANTITY:

20646.0

A VOLUME OF WATER IN ADDITION TO THE VOLUME DESCRIBED ABOVE FOR STORAGE PURPOSES MAY BE STORED IN A SINGLE YEAR IF: A) THE ADDITIONAL VOLUME IS STORED USING THE STORAGE CAPACITY OF MACKAY RESERVIOR, AND 8) ALL WATER RIGHTS EXISTING AT THE TIME OF STORAGE (INCLUDING WATER RIGHTS WITH JUNIOR PRIORITY AND OTHER RIGHTS FOR STORAGE PURPOSES) THAT ARE WITHIN THEIR PERIOD OF USE ARE SATISFIED.

PRIORITY DATE:

10/02/1905

POINT OF DIVERSION:

TO3N	R26E	S01	NENESW	(REDIVERSION)	Within	BUTTE	County
		S12	NENWSE	(REDIVERSION)			
TO4N	R26E	S26	NUNUNU	(REDIVERSION)			
T05N	R26E	s04	NWSESE	(REDIVERSION)			
T07N	R23E	S12	SENW		Within	CUSTER	County
TOÓN	R24E	S01	NENESW	(REDIVERSION)			
	R25E	s06	SWNESE	(REDIVERSION)			
		S10	NENESW	(REDIVERSION)			
		s11	SWSESW	(REDIVERSION)			
		S14	SENUSE	(REDIVERSION)			
		\$24	NUNUNE	(REDIVERSION)			
	R26E		NWSENW	(REDIVERSION)			
TOTAL	R23E		NUNUSE	(REDIVERSION)			
	R24E		SESWNE	(REDIVERSION)			
		S20	SWNESH	(REDIVERSION)			
		\$33	NUSHNE	(REDIVERSION)			
		S34	SENUNW	(REDIVERSION)			

POINT OF DIVERSION IN TOTM, R23E, S12, SENW IS MACKAY DAM WATER IS DELIVERED THROUGH THE ANGELO, ARCO, B & J, BECK/MC GOWAN, BURNETT, DARLINGTON, EASTSIDE, HARRIS-VAUGHT, ISLAND, LOWER BURNETT, MC LAUGHLIN, MIDDLE, MILLER, MOORE, MUNSEY, SHARP, STREETER, SUTTER, SWAUGER, VANOUS, WESTSIDE AND 3 IN 1 DITCHES OR CANALS; ALL ARE POINTS OF REDIVERSION FROM THE BIG LOST RIVER.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE IRRIGATION STORAGE IRRIGATION FROM STORAGE PERIOD OF USE 01-01 12-31 05-01 10-15

QUANTITY 20646.0 AFY 20646.0 AFY

THE PERIOD OF USE FOR IRRIGATION FROM STORAGE DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR.

PLACE OF USE:

IRRIGATION FROM STORAGE Within BUTTE and CUSTER Counties Lot 2 (NWNE) TO3N R26E \$01 Lot 1 (NENE)

Lot 3 (NENW) Lot 4 (NWNW) NUSU NESW NWSE NESE

SWNE SWNW SWSW SWSE

SENE SENU SESW SESE

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) Water Right 34-10873

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T03N R26E	\$02	Lot 1	(NENE)	Lot	2	(NWNE)	SWNE	SENE
	C12		NESE			NWSE	SESE	
	S12		NENE			NWNE	SHNE	SENE
			NENW			NUNU	SHNM	SENH
			NESW			NUSH	SWSW	SESU
	S13		NESE			NWSE	SWSE	SESE
	213		NENE			NWNE	SWNE	SENE
			NENW			NWNW	SWNW	SENW
5370	MAG	1 /	NESW			NESE	NWSE	
R27E		Lot 4	(NWNW)		_	SWNW	NWSW	SWSW
	s06	Lot 1	(NENE)	Lot		(NWNE)	SWNE	SENE
		Lot 3	(NENW)	Lot		(WWW)	SENW	NESW
		Lot 6	(NWSW)	Lot	7	(SWSW)	SESW	NESE
			NWSE			SWSE	SESE	
	S07		NENE			NWNE	SWNE	SENE
			NENW	Lot	1	(NWNW)	Lot 2 (SWNW)	SENW
			NESW			nusu	Susu	SESW
			SWSE			SESE		
	S08		NENW			HUNH	SWNW	SENW
			NESW			nwsw	SWSW	SESW
	S17		NENW			NWNW	SWNW	SENW
			NWSW			SWSW		
	\$18		NENE			NWNE	SWNE	SENE
			NENW	Lot	1	(NUNU)	Lot 2 (SWNW)	SENW
			NESW			NWSW	SWSW	SESW
			NESE			NWSE	SWSE	SESE
	\$19		NENE			NWNE	SWNE	SENE
T04N R26E	S02	Lot 2	(NWNW)					
	S03	Lot 1	(NENE)	Lot	2	(NWNE)	SWNE	SENE
		Lot 3	(NENW)	Lot		(NWNW)	SWNW	SENW
		•	NESW			NWSW	SWSW	SESW
			NESE			NWSE	SWSE	SESE
	S04	Lot 1	(NENE)	Lot	2	(NWNE)	SWNE	SENE
		Lot 3	(NENW)	Lot		(NWNW)	SWNW	SENW
			NESW	201	-	NWSW	SMRM	
			NESE			NWSE	SWSE	SESW
	S05	Lot 1	(NENE)	Lot	2			SESE
	30,5	LOC 1	SENW	εσι	~	(NWNE)	SWNE	SENE
			SESW			NESW	NUSU	SWSW
			SESE			NESE	NWSE	SWSE
	S07					OFNE	W.S.F	4545
	S08		NENE			SENE	NESE	SESE
	300		NENE Nenw			NWNE	SUNE	SENE
			NESW			NWNW	SWNW	SENU
			NESE			NWSW	SUSU	SESW
	S09		NENE			NWSE	SWSE	SESE
	307		NENU			NWNE	SWNE	SENE
			NESW			NWNW	SWNW	SENW
						Nusu	SVSV	SESW
	S10		MESE			NWSE	SWSE	SESE
	210		NENE			NWNE	SWNE	SENE
			NENW			NUNU	SUNU	SENW
			NESW			NVSV	SUSU	SESW
	S11		NESE	•		NWSE	SWSE	SESE
			NUNU			SUNU	NWSW	SWSW
	\$14		NENW			NWNW	SWNW	SENW
			NESW			NWSW	SWSW	SESW
	-45		NESE			NWSE	SWSE	SESE
	s15		NENE			NWNE	SWNE	SENE
			NENU			HUNU	SUNU	SENW
			NESW			NWSW	SWSW	SESW
			NESE			NUSE	SWSE	SESE
	S16		NENE			NWNE	SWNE	SENE
			NENW			NWNW	SWNW	SENW
			NESW			NWSW	SWSW	SESW
			NESE			NWSE	SWSE	SESE
	\$17		NENE			SWNE	SENE	NUNU
			SHKH			SENW	NESW	NWSW
			SUSU			SESW	NESE	NYSE
			SWSE			SESE		
	S18		NENE			NUNE	SWNE	SENE
			NESE			NWSE	SWSE	SESE
								-

T04N R26	E \$19		NENE			NWNE	SWNE	SENE
			NESW			SESW	NESE	NWSE
			SWSE			SESE		***************************************
							St 1115	
	\$20		NENE			NWNE	SWNE	
			NENW			NUNU	SUNU	SENW
			NESW			NWSW	SWSW	NWSE
	S21		NENE			NWNE	SWNE	
			NENH			NUNU	SWAW	SENW
			NESE					
	\$22		NENE			NWNE	SWNE	SENE
	322							
			NENW			NWNW	SWNW	
			NESW			Nysu	NESE	NWSE
			SWSE			SESE		
	627		NWNE			SWNE	NENK	NWNW
	\$23							
			SWNW			SENW	NESH	
			SWSW			SESW	NWSE	SWSE
			SESE					
	225					eemi.	NESH	NWSW
	S25		SWNW			SENW		
			SHSH			SESW	NWSE	SWSE
			SESE					
	\$26					NWNE	SWNE	SENE
	320		NENE					
			HENW			NWNW	SWNW	
			NESW			NWSW	SMSF	SESW
			NESE			NWSE	SWSE	SESE
	\$35		NENE			NWNE	SWNE	
			NENW			SENW	NESE	NWSE
			SWSE			SESE		
							OI BUT	CENE
	S 36		NENE			NWNE	SWNE	
			NENW			NUNU	SWNL	SENW
			NESW			HUSW	SESV	/ NESE
			NWSE			SWSE	SESE	
R21	7E S31	Lot 1	(NWNW)	Lot	2	(SWNW)	SEN	
		Lot 3	(NWSW)	Lot	4	(SUSW)	SESV	ł SWSE
		LUL J			•	(0000)	323.	•
			SESE		_			
T05N R2	5E S01	Lot 1	(NENE)	Lot	2	(NWNE)	SWNS	
		Lot 3	(NENW)	Lot	4	(NWNW)	SWN	∤ SENH
		-0. 3			•		SWS	
			NESW		_	NUSW		
	S02	Lot 1	(NENE)	Lot		(NUNE)	SWN	
		Lot 3	(NENW)	Lat	4	(NWWW)	SWNI	J SEN₩
			NESE		•	NWSE	SWS	
							5#4.	•
R2	6E \$03		nwsw			SWSW		
	S04	Lot 1	(NENE)	Lot	2	(NWNE)	SWNI	SENE SENE
		Lot 3	(NENW)	Lot	4	(NWNW)	SWKI	. SEN¥
		tut 3			•		SWS	
			NESW			NWSW		
			NESE			NVSE	SWS	
	S05	Lot 1	(NENE)	Lot	2	(NWNE)	SWN	E SENE
			NESE			SWSE	SESI	
						OHOL	020.	_
	\$06		HUNU					
	S08		NENE			SENE	NES	n nasa
			SWSW			SESW	NES	E NWSE
								_
			SWSE			SESE		E SENE
	s09		NENE	-		NUNE	SWN	
			NENW	•		NUNW	SWN	H SENW
			NESW			NUSW	SWS	
								••
			NESE			NWSE	SWS	
	S10		SWNE			NENW	NWN	
			SENW			NESW	NWS	u swsw
						NUSE	SWS	
			SESW					
	S14		NWNW			SWW	NES	u NWSW
			SWSW			SESW		
	S15		NENE			NVNE	SHIN	E SENE
	213							
			NENW			NUNU	SWN	
			NESW			NUSU	SWS	ų SESW
			NESE			NUSE	SWS	E SESE
	516		NENE			NWNE	SWN	
			NENW			NUNU	SWN	
			NESW			NUSU	SWS	
			NESE			NWSE	SWS	
	\$17		NENE			NWNE	SWN	
			NENW			NWNW	SWN	
							SWS	
			NESE			NWSE	2M2	- 3535

T05N R26E	S20		NENE			NWNE			SWNE		SENE
			NESE			NWSE			SWSE		SESE
	S21		NENE			NWNE			SWNE		SENE
	UL ,										
			NENW			NUNU			SUNU		SENW
			NESW			NWSW			SWSW		SESW
			NESE			NWSE			SWSE		SESE
	s22		NENE			NWNE			SWNE		
	322										SENE
			NENW			NWNW			SWNW		SENW
			NESW			NWSW			SWSW		SESW
			NESE			NUSE			SWSE		SESE
	\$23					NUNU					
	323		NENW						SWNW		SENW
			NESW			Hush			SWSW		SESW
	S26		NENW			NWNW			SUNW		SENW
			NESW			NWSW			SWSW		SESW
	037										
	S27		NENE			NUNE			SWNE		SENE
			NENW			NUNU			SWNW		SENW
			NESW			NUSW			SWSW		SESW
			NESE			HWSE			SWSE		SESE
	\$28		NENE			NWNE			SWNE		SENE
			NENW			NWNW			SWNW		SENW
			NESW			NWSW			SWSW		SESW
			NESE			NWSE			SWSE		SESE
	s29		NENE			NWNE			SWNE		SENE
			NENW			SENW			NESE		NWSE
			SWSE			SESE					
	A74										or or
	s32		NENE			SENE			NESE		SESE
	S33		NENE			NUNE			SWNE		SENE
			NENW			NWNW			SWNW		SENW
			NESW			NWSW			SWSW		SESW
			NESE			NWSE			SWSE		SESE
	\$34		NENE			NWNE			SWNE		SENE
			NENW			NUNU			SWNW		SENW
								,		E	
			NESW			NWSW	Lot	4	(SWSW)	Lot 5	
			NESE			NWSE			SWSE		SESE
	S35		NWNW			SWNW			NWSW		SWSW
			441-44-4		_	4131 ALVES 5					05115
T06N R24E	SUI		(NENE)			(NUNE)			SWNE		SENE
		Lot 3	(NENW)	Lot	4	(NWNW)			SWNW		SENW
			NESW			NESE			NWSE		SWSE
						RESE			HHOL		JRUL
			SESE								
	S02	Lot 1	(NENE)	Lot	2	(NWNE)			SWNE		SENE
		Lot 3	(NENW)	Lot	4	(NUNU)			SWNW		SENW
					•	NUSU			SESW		NWSE
			NESW						SESM		MMSC
			SWSE			SESE					
	S03	Lot 1	(NENE)	Lot	2	(NWNE)			SWNE		SENE
	511		NENE			NWNE			SWNE		SENE
	S12		NENE			NUNE			SWNE		SENE
			NENW			NUNU			SUNH		SENW
			NUSU			NESE					
nace	en4								CCCU		NESE
R25E	201		NESW			SWSW			SESW		MESE
			NWSE			SWSE			SESE		
	\$02		SWNE			SUNW			SENW		NESW
			NWSW	-		SWSW			SESW		NWSE
									JLJM		HWOL
			SWSE			SESE					
	\$03	Lot 1	(NENE)	Lot	2	(NWNE)			SWNE		SËNE
			(NENW)			(NUNU)			SUNU		SENW
		COL 3		LUC	•						
			NESW			NUSW			SWSW		SESW
			NESE			NWSE			SWSE		SESE
	S04	Lot 1	(NENE)	Lot	2	(NWNE)	Lot	3	(NENW)	Lot 4	(NUNU)
	•		SWSW		_	SESW	,	-	SWSE		SESE
					_						
	\$05	_	(NENE)	Lot					SWNE		SENE
		Lot 3	(NENW)	Lot	4	(NWNW)			SWNW		SENW
			NESW			NUSU			SWSW		SESW
			NESE		_	NWSE			SUSE		SESE
	S06	Lot 1	(NENE)	Lot	2	(NWNE)			SWNE		SENE
	-		(NENW)			(NUNW)	Lot	5			SENW
			NESW	LOT	O	(NWSW)	Lot	7			SESW
			NESE			NWSE			SWSE		SESE
	507										
	s07		NENE			NWNE		2	SWNE		SENE
	s07		NENE			NWNE (NWNW)			SWNE (SWNW)		SENE SENW
	s07		NENE			NWNE			SWNE		SENE

TO6N R25E S07	NESE	NWSE	SWSE	SESE
s08	NENE	NWNE	NENW	พมพน
	SVNW	NWSW	SWSW	NESE
	NWSE	SWSE	SESE	Made
600				25115
\$09	KENE	NWNE	SWNE	SENE
	NENW	NWNW	SWNW	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
S10	NENE	NUNE	SWNE	SENE
2.0	NENW	NANA	SWNW	SENW
	NESW	NVSU	SWSW	SESW
	NESE	NWSE	SWSE	SESE
\$11	NENE	NWNE	SWNE	SENE
	NENW	NUNU	SWNW	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
613		NWNE	SWNE	SENE
\$12	NENE			
	NENH	NUNU	SWNW	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NWSE	SWSE	SESE
\$13	NENE	NWNE	SWNE	SENE
	HENW	NUNU	SWW	SENW
			SWSW	SESW
	NESW	NUSW		
	NESE	NWSE	SWSE	SESE
S14	NENE	NWNE	SENE	NESE
	SWSE	SESE		
\$16	NUNE	NENW	NWNW	SWNW
\$17	SWNE	SENE	NWNW	SWNW
311				NESE
	SENW	NESU	HWSW	NESE
	NWSE	SWSE	SESE	
\$18	NENE	NUNE	SWNE	SENE
	SWSW			
\$21	Lot 1 (NENE)	Lot 2 (NWNE)	SWNE	SENE
J		Lot 4 (NWNW)	NESE	NWSE
		LOC 4 (NWHW)	MEGE	IIIOL
	SESE			
\$22	Nusu	SWSW		
\$23	NENE	SENE	NESE	SESE
\$24	NENE	NUNE	SWNE	SENE
54 *	NENU	NUNU	SUNU	SENW
•			SASA	SESW
	NESW	NVSV		
	NESE	NWSE	SHSE	SESE
\$25	NENE	NWNE	SWNE	SENE
	NENW	SMNM	SENW	NESW
	NUSU	SWSW	SESW	NESE
	NWSE	SWSE	SESE	
\$26		SWSE	SESE	
	SESW			CECH
\$27	NWNU	SWNW	SWSW	SESW
	SWSE	Lot 4 (SESE)		
s28	NENE	SENE	NESE	SESE
\$33	NENE			
\$34	Lot 1 (NENE)	NWNE	SWNE	Lot 2 (SENE)
357	NEW	_ NWNW	SENW	NESW
				NEON
	Lot 3 (NESE)	* NWSE	Lot 4 (SESE)	
\$3 5	NEKE	NWNE	SWNE	SENE
	NENW	NUNU	SUNU	SENW
	NESW	NWSW	SWSW	SESW
	NESE	NUSE	SWSE	SESE
674			SWNE	SENE
\$36	NENE	NWNE		
	NENW	NWNW	SWNW	SENW
	NESW	NWSW	SUSU	SESW
	NESE	NWSE	SWSE	SESE
R26E S05	Lot 4 (SWSW)	Lot 5 (SESW)		
S06	SWSW	SESE		
			ÉCHE	LAT 1 /NEWLY
\$07	NENE	SWNE	SENE	Lot 1 (NENW)
	NUNU	SWNW	SENW	NESW
	Lot 3 (NWSW)	Lot 4 (SWSW)	SESW	NESE
	NUSE	SWSE	SESE	
\$08	NENW	NUNW	SUNU	SENW
300			SRZR	SESW
	NESW	NVSH		
. \$17	NENE	NUNE	SWNE	SENE
	HENW	NUNW	SUNW	SENW

T06N R26E S17	NESW		NUSU		SWSW	SESW
240	NESE		NWSE		SWSE	SESE
\$18	NENE		NWNE		SWNE	SENE
	NENH	Lot 1	(NUNU)	Lot 2		SENW
	NESW	Lot 3	(NUSW)	Lot 4	(SWSW)	SESW
010	NESE		NWSE		SWSE	SESE
\$19	NENE		NWNE		SWNE	SENE
	NENW	Lot 1	(NWNW)	Lot 2	(SWNW)	SENW
	NESW		NWSW		SUSU	SESW
\$20	NESE		NWSE		SWSE	SESE
320	NENE		NWNE		SWNE	SENE
	NESW		nwnw Nwsw		SWNW	SENU
	NESE		NWSE		SWSW SWSE	SESW
\$21	SUNU		NESW		NWSW	SESE SWSW
51 (SESW		SWSE		NHON	24124
S27	NESW		NUSU			
s28	NWNE		SWNE		NENW	NUNU
	SWNW		SENW		NESW	NWSW
	SWSW		SESW		NESE	NWSE
	SWSE		SESE			
S29	HENE		NWNE		SWNE	SENE
	NENW		NUNU		SWNW	SENW
	NESH		NUSU		SHSH	SESW
	NESE		NWSE		SWSE	SESE
\$30	NENE		NWNE		SWNE	SENE
	NENW	Lot 1	(WWW)	Lot 2	(SWNW)	SENW
	NESW	Lot 3	(NWSW)	Lot 4	(SWSW)	SESW
	NESE		NWSE		SWSE	SESE
S3 1	NENE		NWNE		SWNE	SENE
	NENW	Lot 1	(WWW)	Lot 2	(SWNW)	SENW
	NESW	Lot 3	(NWSW)	Lot 4	(SWSW)	SESW
	NESE		NWSE		SWSE	SESE
\$32	NENE		NWNE		SWNE	SENE
	NENU		NUNU		SWNW	SENH
	NESW		NWSW		SWSW	SESW
677	NESE		NWSE		SWSE	SESE
\$33	NUNE		SWNE		NENW	NWNW
	SUNU		SENW		NESW	NWSW
T07N R24E S07	SWSW Lot 3 (NWSW)	1 /	SESW		NWSE	SWSE
S17	Lot 3 (NWSW) SWNW	Lot 4	(SWSW)		SESW	CECIA
S18	NENE		NWNE		SWSW SWNE	SESW Sene
0,0	NENW		SENW		NESE	NWSE
	SESE		32/18		MESE	HWOL
S20	NENE		NWNE		SWNE	HENU
	NUNU		NESE		NWSE	SWSE
	SESE					*****
\$21	NESW		NWSW		SWSW	SESW
	NESE		NWSE		SWSE	SESE
\$26	SWSW		SESW		SWSE	SESE
\$27	NENW	_	NESW		NWSW	SWSW
	SESH	•	NESE		NWSE	SWSE
	SESE					
S28	NENE		NUNE		NENW	NUNU
	SWW		SENW		SWSW	SESW
	NESE		NWSE		SWSE	SESE
S29	NENE		NWNE		SENE	NWSE
.==	SESE					
\$33	NWNE		SWNE		SENE	HENW
.7/	NESE		NWSE		SESE	
s34	NENE		NWNE		SWNE	SENE
	SWNW		SENW		NESW	NWSW
	SWSW		SESW		NESE	NWSE
s35	SWSE		AH MIF		el me	APIIA
200	NENE		NWNE		SWNE	SENE
	NENV NESW		NUNU		SWNW	SENW
	NVSE		Swsw		SESW Sese	NESE
\$36	NENE		NWNE		SWNE	SENE
	NENW		NWNH		SHNH	SEN u
•	17-9-7-17					or u

PLACE OF USE: (CONT)

TO7N R24E \$36	NESW	NUSW	SUSW	SESW
	NESE	NWSE	SUSE	SESE
R25E S28	SUSU	SESW	NWSE	SWSE
s31	NENE	NWNE	SWNE	SENE
	NENW	NUNU	SWNW	SENW
	NESW	NUSU	SWSW	SESW
	NESE	NWSE	SHSE	SESE
s32	NENE	NWNE	SWNE	SENE
	NENW	NWNW	SUNU	SENW
	NESW	NUSU	SWSW	SESW
	NESE	NWSE	SWSE	SESE
\$33	NUNE	SWNE	SENE	NENW
	NUNU	SHNM	SENW	NESW
	Nusu	SWSW	SESW	NESE
•	NWSE	SWSE	SESE	
\$35	NENE	NWNE	SWNE	SENE
	NESW	Nam	SMSM	SESW
	NESE	NUSE	SWSE	SESE

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF 32,000 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

COMBINED RIGHT NOS. 34-00012, 34-00013, 34-00810, 34-00811, 34-008178, 34-00818, 34-02507 AND 34-10935.

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. SECTION 42-1412(6), IDAHO CODE.

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.

ROGER BURDICK

Presiding Judge of the

2001 OCT 15 PM 02:00 DISTRICT COURT - SRBA TWIN FALLS FR. 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)	CERTIFICATE	OF MAILING	
)			
Case No. 39576)			
	_)	Water Right	(s): 34-10873	3

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 34-10873 was mailed on October 15, 2001, 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
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

BIG LOST RIVER IRRGTN DIST Represented by: KENT W FOSTER PO BOX 50130 IDAHO FALLS, ID 83405 Phone: 208-523-0620 YOUNG HARVEY WALKER
Represented by:
RANDALL C BUDGE
PO BOX 1391
201 E CENTER, STE A2
POCATELLO, ID 83204-1391
Phone: 208-232-6101

ARTHUR W. QUIST
Represented by:
RAY W. RIGBY
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

LITTLE SALMON RIVER WATER USER PAYETTE RIVER WATER USERS ASSN Represented by:
SCOTT L. CAMPBELL
101 S CAPITOL BLVD, 10TH FLOOR PO BOX 829
BOISE, ID 83702-0829
Phone: 208-345-2000

BIG LOST RIVER WATER USERS
Represented by:
WILLIAM R HOLLIFIELD
249 THIRD AVENUE EAST (83301)
PO BOX 66
TWIN FALLS, ID 83303-0066
Phone: 208-734-5610

JAY V JENSEN RT 1 BOX 112A MOORE, ID 83255

> LETTIE MESSICK Chief Deputy Clerk

musick

2001 CCT 15 FM 4: 50
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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)	
)	ORDER OF PARTIAL DECREE
Case No. 39576)	
-		For Water Right 34-02507

On March 25, 1998, a Special Master's Report and Recommendation was filed for the above water right. Additional proceedings followed, which ultimately culminated in a Memorandum Decision and Order on Motions for Reconsideration issued by Judge Wood on December 16, 1999.

On June 24, 1999, in response to the Idaho Supreme Court decision in A&B Irrigation

District v. Idaho Conservation League, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), IDWR

filed a Supplemental Director's Report, Reporting Area 1, IDWR Basin 34, Regarding Revision

of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions

which included a recommendation for the irrigation season of use for this water right.

No objections were filed to the Supplemental Director's Report with respect to the above-captioned water right. On May 9, 2001, this Court issued an Order of Partial Decree for General Provisions in Administrative Basin 34.

Therefore, IT IS ORDERED that water right 34-02507 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P.* 54(b).

DATED October 16, 2001.

ROĞER S. BURDICK

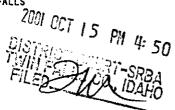
Presiding Judge

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 34-02507



NAME & ADDRESS:

BIG LOST RIVER IRRIGATION DISTRICT

PO BOX 205 MACKAY ID 83251

SOURCE:

BIG LOST RIVER

TRIBUTARY: SINKS

QUANTITY:

6000.0 AFY

A VOLUME OF WATER IN ADDITION TO THE VOLUME DESCRIBED ABOVE FOR STORAGE PURPOSES MAY BE STORED IN A SINGLE YEAR IF: A) THE ADDITIONAL VOLUME IS STORED USING THE STORAGE CAPACITY OF MACKAY RESERVOIR, AND B) ALL WATER RIGHTS EXISTING AT THE TIME OF STORAGE (INCLUDING WATER RIGHTS WITH JUNIOR PRIORITY AND OTHER RIGHTS FOR STORAGE PURPOSES) THAT ARE WITHIN THEIR PERIOD OF USE ARE SATISFIED.

PRIORITY DATE:

09/02/1959

POINT OF DIVERSION:

TE County
TER County

POINT OF DIVERSION IN TOTM, R23E, S12, SENW IS MACKAY DAM. WATER IS DELIVERED THROUGH THE ANGELO, ARCO, B & J. BECK/MC GOWAN, BURNETT, DARLINGTON, EASTSIDE, HARRIS-VAUGHT, ISLAND, LOWER BURNETT, MC LAUGHLIN, MIDDLE, MILLER, MOORE, MUNSEY, SHARP, STREETER, SUTTER, SWAUGER, VANOUS, WESTSIDE AND 3 IN 1 DITCHES OR CANALS; ALL ARE POINTS OF REDIVERSION FROM THE BIG LOST RIVER.

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE IRRIGATION STORAGE IRRIGATION FROM STORAGE PERIOD OF USE QUANTITY 6000.0 01-01 12-31 05-01 10-15 6,000

THE PERIOD OF USE FOR IRRIGATION FROM STORAGE DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR.

PLACE OF USE:

IRRIGATION FROM STORA	GE	Within BUTTE	and	CU	STER Counties		
T03N R26E S01 Lc	t 1	(NENE)	Lot	2	(NWNE)	SWNE	SENE
Lo	t 3	(NENW)	Lot	4	(NWNW)	SWNW	SENW
		NESW			NUSU	SWSW	SESW
		NESE			NWSE	SWSE	SESE
\$02 16	st 1	(NENE)	Lot	2	(NUNE)	SUNE	SENE

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) Water Right 34-02507

PAGE SEP-28-200

AFY

AFY

70711 0345 003	1	NECE				
TO3N R26E SO2		NESE NENE		NWSE NWNE	SESE	erur.
312	•	NENW		NUNU	SWNE SWNW	SENE
		NESW		NWSW	SUSU	SEN¥ Ses¥
		NESE		NUSE	SWSE	SESE
s13	1	NENE		NWNE	SWNE	SENE
		NENW		NUNU	SUNW	SENW
		NESW		NESE	NWSE	
R27E S05		(NUNW)		SUNW	Nusw	SWSW
S06		(NENE)	Lot 2		SWNE	SENE
	Lot 3	(NENW)	Lot 4	(NUNU)	SENW	NESW
	Lot 6	(NWSW)	Lot 7	-	SESW	NESE
S 07	,	NWSE		SWSE	SESE	orur
301		NENW	Lot 1	NWNE (NWNW)	SWNE Lot 2 (SWNW)	SENE SENW
		NESW	200 1	MWSW	SWSW	SESW
		SWSE		SESE	Sasa	
808	}	NENW		NWNW	SWNW	SENW
		NESW		NWSW	SWSW	SESW
\$17	•	NENW	•	NWNW	SWNW	SENW
		NWSW		SWSW		
\$18	i .	NENE		NWNE	SWNE	SENE
		NENW	Lot 1	(NWNW)	Lot 2 (SWNW)	SENW
		NESW		NWSW	SUSU	SESW
040		NESE		NWSE	SUSE	SESE
\$19 TD4N R26E \$02		NENE		NWNE	SWNE	SENE
104N KZBE 302 \$03		(NUNW) (NENE)	Lot 2	(NWNE)	SWNE	SENE
303	Lot 3	(NENW)	Lot 4	(NWNW)	SHNM	SENW
	200 3	NESW		MAZM	susu	SESW
		NESE		NWSE	SWSE	SESE
S04	Lot 1	(NENE)	Lot 2	(NWNE)	SWNE	SENE
	Lot 3	(NENW)	Lot 4	(MWNW)	SWNW	SENW
		NESW		NUSH	SWSW	SESW
		NESE		NWSE	SWSE	SESE
S05	Lot 1	(NENE)	Lot 2	(NWNE)	SWNE	SENE
		SENW		NESW	NUSW	SWSW
		SESW		NESE	NWSE	SWSE
		SESE				
S07		NENE		SENE	NESE	SESE
808	,	NENE		NUNE NUNU	SWNE SWNE	SENE SENW
		NESW		NWSW	SWSW	SESW
		NESE		NUSE	SWSE	SESE
S09)	NENE		NWNE	SWNE	SENE
		NENW		NWNW	SWNW	SENW
		NESW		NUSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
\$10)	NENE		NWNE	SWNE	SENE
		NENW		NUNU	SWNW	SENW
		NESW		NUSU	SWSW	SESW
614		NESE	-	NWSE	SWSE	SESE
S11 S14		NUNU		SVNW	NWSW	SWSW Senw
314		NENW NESW		nunu Nusu	swnw Swsw	SESM
		NESE		NWSE	SWSE	SESE
\$15	i	NENE		NUNE	SWNE	SENE
*		NENW		NUNU	SWNW	SENH
		NESW		NWSW	SWSW	SESW
		NESE		NWSE	SWSE	SESE
\$16	5	NENE		NWNE	SWNE	SENE
		NENH		HWNW	SWNW	SENW
e.		NESW		NUSU	SWSW	SESW
	•	NESE		NUSE	SWSE	SESE
S17	7	NENE		SWNE	SENE	NUNU
		SWNW		SENW	NESW	NWSW
		SWSW		SESW SESE	NESE	NWSE
\$18	1	SWSE NENE		NWNE	SWNE	SENE
310	,	NESE		NWSE	SWSE	SESE
S19	,	NENE		NWNE	SWNE	SENE
J.,		14 M.14 M		1 - 5-4 1 - 44		

****			115017		05011	Lam repr	W IOF
T04N R26E	214		NESW		SESW	NESE	NWSE
			SWSE		SESE		
	S20		NENE		NWNE	SWNE	SENE
			NENW		NUNU	SUNU	SENU
			NESW		nwsw	SWSW	NWSE
	S21		NENE		NWNE	SWNE	SENE
			NENW		NUNU	SWNW	SENW
			NESE				
	S22		NENE		NWNE	SWNE	SENE
			NENW		NUNW	SWNW	SENW
			NESW		NUSW	NESE	NWSE
						RESE	RHJE
			SWSE		SESE		111 4512 2
	S23		NWNE		SWNE	NENW	NUNU
			SUNU		SENW	NESW	NWSW
			SWSW		SESW	NWSE	SWSE
			SESE				
	S25		SWNW		SENW	NESW	NWSW
			SWSW		SESW	NWSE	SWSE
			SESE				
	S26		NENE		NUNE	SWNE	SENE
	320				NWNW	SWNW	SENW
			NENW				
			NESW	•	NWSW	SWSW	SESW
			NESE		NWSE	SWSE	SESE
	s35		NENE		NWNE	SWNE	SENE
			NENW		SENW	NESE	NWSE
			SWSE		SESE		
	S36		NENE		NWNE	SWNE	SENE
	050		NENW		NWNW	SUNU	SENH
			NESW		NWSW	SESM	NESE
							11202
			NUSE		SWSE	SESE	urou
R27E	531	Lot 1	(NWNW)	Lot 2		SENW	NESW
		Lot 3	(NWSW)	Lot 4	(SWSW)	SESW	SWSE
			SESE				
T05N R25E	S01	Lot 1	(NENE)	Lot 2	(NWNE)	SWNE	SENE
		Lot 3	(NENW)	Lot 4		SUNU	SENW
			NESW		NWSW	SUSU	SESW
	003	4		Lot 2		SWNE	SENE
	S02	Lot 1	(NENE)			SLAN	SENW
		Lot 3		Lot 4			SESE
			NESE		NWSE	SWSE	2525
R26E	S03		NUSW		SWSW		
	S04	Lot 1	(NENE)	Lot 2		SWNE	SENE
		Lot 3	(NENW)	Lot 4	(NWNW)	SUNU	SENW
			NESW		NWSW	SWSW	SESW
			NESE		NWSE	SWSE	SESE
	\$05	Lot 1		Lot 2		SWNE	SENE
	405		NESE		SWSE	SESE	
	s06		NUNH		9200		
					CENE	NESW	NUSW
	\$08		NENE		SENE		
			SWSW		SESW	NESE	NWSE
			SWSE		SESE		
	\$09		NENE		NWNE	SWNE	SENE
			NENW	-	NUNU	SUNU	SENW
			NESW	•	NWSW	SUSH	SESW
			NESE		NWSE	SWSE	SESE
	S10		SWNE		NENW	NUNU	SWNW
	310		SENW		NESW	NUSW	SWSW
						SWSE	SESE
			SESW		NWSE		
	\$14		NWNW		SWNW	NESW	HUSH
			SWSW		SESW		
	S15		NENE		NWNE	SWNE	SENE
			NENW		NWNW	SWNW	SENW
			NESW		NUSU	SWSW	SESW
			NESE		NWSE	SWSE	SESE
	\$16		NENE		NWNE	SWNE	SENE
	910					SWNW	SENW
			NENW		NWNW		SESW
			NESW		NWSW	SWSW	
			NESE		NUSE	SWSE	SESE
	S17		NENE		NUNE	SWNE	SENE
			NENU		WANN	SWNW	SENW
			NESE		NUSE	SWSE	SESE
	S20		NENE		NUNE	SWNE	SENE
							DACE

T05N R26E S		NESE		NWSE		SWSE		SESE
S	21	NENE		NWNE		SWNE		SENE
		NENW		NWNW		SWNW		SENW
		NESW		NWSW		SWSW		SESW
		NESE		NWSE		SWSE		SESE
S	22	NENE		NWNE		SWNE		SENE
		NENW		NUNU		SWNW		SENV
		NESW		NWSW		SWSW		SESW
		NESE		NWSE		SWSE		SESE
S	23	NENW		NUNW		SWNW		SENW
		NESW		NWSW		SWSW		SESW
S	26	HENW		NUNU		SWNW		SENW
		NESW		NWSW		SWSW		SESW
S	27	NENE		NWNE		SWNE		SENE
		NENW		NWNW		SWNW		SENW
		NESW		NWSW		SWSW		SESW
		NESE		NWSE		SWSE		SESE
S	28	NENE		NWNE		SWNE		SENE
		NENW		NWNW		SWNW		SENW
		NESU		NWSW		SWSW		SESW
		NESE		NWSE		SWSE		SESE
S	29	NENE		NWNE		SWNE		SENE
•		NENW		SENW		NESE		NWSE
		SWSE		SESE		***************************************		
s	32	NENE		SENE		NESE		SESE
	33	NENE		NWNE		SWNE		SENE
-		NENW		NWNW		SWNW		SENW
		NESW		NWSW		SWSW		SESW
		NESE		NWSE		SWSE	•	SESE
c	34	NENE		NWNE		SWNE		SENE
J	1-1-4	NENW		NUNU		SWNW		SENW
		NESW		NUSU	Lot 4	(SUSU)	Lot 5	(SESW)
					LOC 4		LOU	
	35	NESE		NWSE		SWSE		SESE
3	133	NUNU		SWNW		NWSW		SWSW
T06N R24E S	01 Lot	1 /46461	Lot 2	(MINE)		SWNE		SENE
TUON KZ4E 3	Lat			(NWNE)				
	£0t		Lat 4	(NWNW)		SWNW		SENW
		NESW		NESE		NWSE		SWSE
	.03	SESE		448 917 5		011115		otur
5	02 Lot		Lot 2	(NWNE)		SWNE		SENE
	Lot		Lot 4	(NWNW)		SWNW		SENW
		NESW		NUSW		SESW		NWSE
_		SWSE		SESE				05115
	03 Lot		Lot 2	(NWNE)		SWNE		SENE
	11	NENE		NWNE		SWNE		SENE
5	12	NENE		NWNE		SWNE		SENE
		NENY		NWNW		SUNU		SENW
		NUSU		NESE			•	
R25E S	เขา	NESW		SWSW		SESW		NESE
_		NWSE		SWSE		SESE		
5	502	SWNE		SWNW		SENW		NESW
		NWSW	-	SWSW		SESW		NUSE
_		SWSE		SESE				
S	03 Lot			(NWNE)		SWNE		SENE
	Lot	3 (NENW)	Lot 4	(NWNW)		SWNW		SENW
		NESW		NWSW		SWSW		SESW
_		NESE		NWSE		SWSE		SESE
S	304 Lot		Lot 2	(NWNE)	Lot 3		Lot 4	(NWNW)
		SWSW		SESW		SWSE		SESE
S	605 Lot		Lot 2	(NWNE)		SWNE		SENE
	Lot	• •	Lot 4			SWNW		SENW
		NESW		NUSW		SUSU		SESW
		NESE		NWSE		SWSE		SESE
S	80 6 Lot			(NWNE)		SWNE		SENE
	Lot	3 (NENW)	Lot 4	(NUNU)		(SWNW)		SENW
		NESW	Lot 6	(NWSW)	Lot 7			SESW
		NESE		NWSE		SWSE		SESE
S	507	NENE		NWNE		SWNE		SENE
		NENW	Lot 1	(NWNW)	Lot 2	(SWNW)		SENW
		NESW	Lot 3	(NWSW)	Lot 4	(SWSW)		SESW
		NESE		NWSE		SWSE		SESE

TO6N R25E \$08	NENE	NW	INE	NENW		HUNU
	SUNU	NW	ISW	SWSW		NESE
	NUSE	Ste	ISE	SESE		
S09	NENE	NG	NE .	SWNE		SENE
•••	NENW		INW	SHNH		SENW
	NESW		ISW	SWSW		SESW
	NESE		ISE	SUSE		SESE
c10			ine Ine	SUNE		SENE
\$10	NENE					SENW
	NENW		INH	SUNU		
	NESW		isw	SWSW		SESW
	NESE		ISE	SWSE		SESE
\$11	NENE		NE	SWNE		SENE
	NENW		NN	Sunu		SENW
	NESW	N	ISW	SWSW		SES₩
	NESE	NU	∤SE	SWSE		SESE
s12	NENE	N	VNE .	SWNE		SENE
	HENW		NW	SWNW		SENW
	NESW		VSV	SWSW		SESW
	NESE		√SE	SWSE		SESE
547				SWNE		SENE
S13	NENE		NE			SENW
	NENW		4N.M.	SUNU		
	NESW		1SM	SUSW		SESW
	NESE		#SE	SWSE		SESE
S14	NENE	NV	#NE	SENE		NESE
	SWSE	Si	ESE			
\$16	NUNE	N	ENW	NWNW		SWNW
\$17	SWNE		ENE	NUNW		SWNW
311	SENW		ESW	NWSW		NESE
			WSE	SESE		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
	NWSE					SENE
\$18	NENE	N	WNE	SWNE		SEME
	SWSW	_				
S21	Lot 1 (NENE)		WNE)	SWNE		SENE
	Lot 3 (NENW)	Lot 4 (N	WNW)	NESE		NWSE
	SESE					
\$22	NWSW	S	WSW			
\$23	NENE		ENE	NESE		SESE
	NENE		WNE	SWNE		SENE
\$24				SWNW		SENW
	NENW		unu			SESW
	NESW		wsw	SWSW		
	NESE		WSE	SWSE		SESE
s25	NENE	N'	WNE	SWNE		SENE
	NENU	S	unu	SENW		NESW
	NWSW	S	wsu	SESW		NESE
	NWSE		WSE	SESE		
\$26	SESW		WSE	SESE		
\$25 \$27	NUNU		WWW	SWSW		SESW
321	SWSE		ESE)			
			ENE	NESE		SESE
S28	NENE	ာ	CNE	HESE		0000
s33	NENE			61 N/F	Lot 2	CENE
\$34	Lot 1 (NENE)		WNE	SHNE	LOL 2	
	NENW		UNU .	SENW		NESW
	Lot 3 (NESE)	N	WSE Lot 4	(SESE)		
s35	NENE	N	WNE	SWNE		SENE
	NENW	N	IUNU	SWNW		SENW
	NESW	N	WSW	SWSW		SESW
	NESE		WSE	SWSE		SESE
s36	NENE		WNE	SWNE		SENE
330				SWNW		SENW
	NENW		IVNV	SUSU		SESW
	NESW		iwsw " Ios			SESE
	NESE		IWSE	SWSE		ac ac
R26E S05	Lot 4 (SWSW)		ESW)			
\$06	SUSU		ESE			
\$07	HENE	S	SWNE	SENË	Lot 1	(NENW)
	NUNU		SUNU	SENW		NESW
	Lot 3 (NWSW)		SWSW)	SESW		NESE
	NWSE		SWSE	SESE		
\$08	NEWA		iunu	SWNW		SENW
208				SWSW		SESH
	NESW		iusu			SENE
\$17	NENE		WNE	SWNE		
	NENW		MAN	SUNU		SENV
	NESW	1	eusu .	Sush		SESW

TO6N R26E S17	NESE		MUCE		CHEE	CECE
			NWSE		SWSE	SESE
S18	NENE		NWNE		SWNE	SENE
	NENW	Lot 1	(NWNW)	int 2	(SWNW)	
						SENW
	NESW	Lot 3	(NWSW)	Lot 4	(SHSH)	SESW
	NESE		NWSE		SWSE	SESE
240						
S19	NENE		NWNE		SWNE	SENE
	NENW	Lot 1	(NWNW)	Lot 2	(SWNW)	SENW
	NESW		NWSW		SWSW	SESW
	NESE		NWSE		SWSE	SESE
-20						
S20	NENE		NWNE		SWNE	SENE
	NENW		NWNW		SUNU	SENW
	NESW		nwsw		SWSW	SESW
	NESE		NWSE		SWSE	SESE
\$21			NESW			
J£ i	SWNW				NWSW	SWSW
	SESW		SWSE			
s27	NESW		NWSW			
S28	NWNE		SWNE		NENW	NUNU
	SWNW		SENW		NESW	NUSU
	SMSM		SESW		NESE	NUSE
	SWSE		SESE			
s29	NENE				SWNE	CENE
327			NWNE			SENE
	NENW		NWNW		SWNW	SENW
	NESW		NUSU		SWSW	SESW
	NESE		NWSE		SWSE	SESE
S30	NENE		NWNE		SWNE	SENE
976						
	NENW	Lot 1	(WWWW)	Lot 2	(SWNW)	SENW
	NESW	Lat 3	(NWSW)	Lot 4	(SWSW)	SESW
		Lut 3		LOC 4		
	NESE		NWSE		SWSE	SESE
s31	NENE		NUNE		SWNE	SENE
331						
	HENW	Lot 1	(NUNW)	Lot 2	(SWNW)	SENW
	NESW	Lot 3	(NUSW)	Lot 4	(SWSW)	SESW
				201 4		
	NESE		NWSE		SWSE	SESE
s32	NENE		NWNE		SWNE	SENE

	いだいし		311 fb H 1		en rais s	
	NENW		NWNW		SWNW	SENW
	NESW		NWSW		SWSW	SESW
	NES U NESE		NWSE NWSW		SWSE	SESW SESE
	NES U NESE		NWSE NWSW		SWSE	SESW
\$33	NESH NESE NHNE		NWSW NWSE SWNE		SWSW NENW	Sesw Sese Nwnw
	NESU NUSE NUNE SUNW		SENA SANE NASE NASA		SWSW SWSE NENW NESW	SESW SESE NWNW NWSW
	NESH NESE NHNE		NWSW NWSE SWNE		SWSW NENW	Sesw Sese Nwnw
\$33	STRA NAME NAME NESE NESA NESA	lot 4	NWSW SWNE SENW SESW		SWSW SWSE NENW NESW NWSE	SESW SESE NWNW NWSW
\$33 TO7N R24E \$07	NESW NESE NWNE SWNW SWSW Lot 3 (NWSW)	Lot 4	(SWSW)		SWSW SWSE NENW NESW NWSE SESW	SWSE NWAW SESE SESW SESW
\$33 TO7N R24E \$07 \$17	STRA NAME NAME NESE NESA NESA	Lot 4	NWSW SWNE SENW SESW		SWSW SWSE NENW NESW NWSE	SESW SESE NWNW NWSW
\$33 TO7N R24E \$07 \$17	NESW NESE NWNE SWSW SWSW Lot 3 (NWSW) SWNW	Lot 4	HARA (SARA) SERA SENA RABE HARA	·	SWSW SWSE NENW NESW NWSE SESW SWSW	SESW SUSE NWNW NWSW SESW SESW
\$33 TO7N R24E \$07	NESW NESE NWNE SWNW SWSW Lot 3 (NWSW) SWNW NENE	Lot 4	NMNE (SASA) SESA SENA SANE NASA NASA		SWSW SWSE NENW NWSE SESW SWSW SWSW SWSW	SESW SESE NWNW NWSW SWSE SESW SESW SESW
\$33 TO7N R24E \$07 \$17	NESH NESE NHNE SUNW SUSH Lot 3 (NUSW) NENE NENE	Lot 4	HARA (SARA) SERA SENA RABE HARA	·	SWSW SWSE NENW NESW NWSE SESW SWSW	SESW SUSE NWNW NWSW SESW SESW
\$33 TO7N R24E \$07 \$17	NESH NESE NHNE SUNW SUSH Lot 3 (NUSW) NENE NENE	Lot 4	NMNE (SASA) SESA SENA SANE NASA NASA		SWSW SWSE NENW NWSE SESW SWSW SWSW SWSW	SESW SESE NWNW NWSW SWSE SESW SESW SESW
\$33 TO7N R24E \$07 \$17 \$18	NESW NESE NUNE SUNW SUSW Lot 3 (NUSW) SUNW NENE NENW SESE	Lot 4	SENM NAME (SASA) (SASA) SESA SESA SAME NASA		SWSW SWSE NESW NWSE SESW SWSW SWSW SWSW	SESW SESE NWNW SWSE SESW SESW SESW SESW
\$33 TO7N R24E \$07 \$17	NESW NESE NUNE SWNW SWSW Lot 3 (NWSW) SWNW NENE NENE NENW SESE NENE	Lot 4	name Sena Harr (Sara) Sera Sera Sera Harr Harr		SWSW SWSE NENW NESW SWSW SWSW SWSW SWSE NESE SWNE	NENW SESE NWNW SWSE SESW SESW SESW SESW
\$33 TO7N R24E \$07 \$17 \$18	NESW NESE NUNE SUNW SUSW Lot 3 (NUSW) SUNW NENE NENW SESE	Lot 4	SENM NAME (SASA) (SASA) SESA SESA SAME NASA		SWSW SWSE NESW NWSE SESW SWSW SWSW SWSW	SESW SESE NWNW SWSE SESW SESW SESW SESW
\$33 TO7N R24E \$07 \$17 \$18	NESW NESE NWNE SWNW SWSW Lot 3 (NWSW) SWNW NENE NENE SESE NENE	Lot 4	name Sena Harr (Sara) Sera Sera Sera Harr Harr		SWSW SWSE NENW NESW SWSW SWSW SWSW SWSE NESE SWNE	NENW SESE NWNW SWSE SESW SESW SESW SESW
\$33 TO7N R24E \$07 \$17 \$18	NESW NESE NWNE SWNW SWSW Lot 3 (NWSW) SWNW NENE NENW SESE NENE NENE NENE NENE	Lot 4	NAME SENA NAME SENA (SASA) NASA SESA SESA SESA SESA NASA NASA		SWSW SWSE NENW NESW SWSW SWSW SWNE NESE SWNE NWSE	NEWM SESE NEWM SESE NEWM NESE NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM SES NEWM S New New S New New New New New New New New New New
\$33 TO7N R24E \$07 \$17 \$18	NESW NESE NWNE SWNW SWSW Lot 3 (NWSW) SWNW NENE NENW SESE NENW SESE NENW SESE NENW SESE	Lot 4	NARA NAME NAME NAME (SARA) (SARA) SERA SERA NASA NASA		SWSW SWSE NEW SWSE SESW SWSW SWSW SWSW S	SESM SESE NAME SESE NAME SESM SESM SESM SESM SESM SESM SESM
\$33 TO7N R24E \$07 \$17 \$18	NESW NESE NWNE SWNW SWSW Lot 3 (NWSW) SWNW NENE NENW SESE NENW SESE NENW SESE NENW SESE	Lot 4	NARA NAME NAME NAME (SARA) (SARA) SERA SERA NASA NASA		SWSW SWSE NEW SWSE SESW SWSW SWSW SWSW S	SESM SESE NAME SESE NAME SESM SESM SESM SESM SESM SESM SESM
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21	NESW NESE NUNE SWNW SWSW Lot 3 (NWSW) SWNW NENE NENW SESE NENW SESE NENE NENW SESE NESW NESE	Lot 4	MASA MASA MAGE SEMA (SMSA) MASA (SMSA) MASA MASA MASA		SWSW SWSE NENW NESW SWSE SWNE NESE SWNE NESE SWNE SWSE	SESW SESE NWNW NWSW SWSE SESW SENE NWSE NENW SWSE SESW SESW
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26	NESH NESE NHNE SUNW SUSH Lot 3 (NUSW) NENE NENE NENH SESE NENE NUNH SESE NESH NESE SUSW	Lot 4	NASE NASE NAME NAME SENA NAME SERA (SASA) NASA NASA NASA		SWSW SWSE NENW NESSW SWSW SWSE NESE SWNE NESE SWSE SW	SESH SESE NWAW NWSW SUSE NENW SENE NENW SESH SESH SESH SESH SESH
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21	NESW NESE NUNE SWNW SWSW Lot 3 (NWSW) SWNW NENE NENW SESE NENW SESE NENE NENW SESE NESW NESE	Lot 4	MASA MASA MAGE SEMA (SMSA) MASA (SMSA) MASA MASA MASA		SWSW SWSE NENW NESW SWSE SWNE NESE SWNE NESE SWNE SWSE	SESW SESE NWNW NWSW SWSE SESW SENE NWSE NENW SWSE SESW SESW
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26	NESW NESE NUNE SUNW SUSW Lot 3 (NUSW) SUNW NENE NENE NENE NENE NENE NESE NESE NE	Lot 4	MESH MASE MANE MANE SENM MASA MASA (SASA) MASA MASA MASA		SWSE SWSE SWSE SWSE SWSE SWSE SWSE SWSE	SESH SESE NWNW NWSU SESE NWSE NENW SESH SESH SESH SESH SESH SESH SESH SES
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26	NESW NESE NUNE SUNW SUSW Lot 3 (NUSW) SUNW NENE NENE NENE NENE NENE NESE NESE NE	Lot 4	NASE NASE NAME NAME SENA NAME SERA (SASA) NASA NASA NASA		SWSW SWSE NENW NESSW SWSW SWSE NESE SWNE NESE SWSE SW	SESH SESE NWAW NWSW SUSE NENW SENE NENW SESH SESH SESH SESH SESH
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27	NESW NESE NUNE SWNW SWSW Lot 3 (NWSW) SWNW NENE NENE NENW SESE NESE NESW NESSW SESSW SESSW SESSW	Lot 4	NESE NESH NAME NAME SENA NAME SENA NAME SENA NASA NASA NASA NASA		SUSU SUSU NESU NESU NESE SUNE NESE SUNE NESE SUSU SUSU	SESH SESE NWNW NWSE SESH SESH SESH SESH SESH SESH SESH S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27	NESW NESE NUNE SWNW SWSW Lot 3 (NWSW) SWNW NENE NENE NENW SESE NESE NESW NESSW SESSW SESSW SESSW	Lot 4	NESE NESH NAME NAME SENA NAME SENA NAME SENA NASA NASA NASA NASA		SUSU SUSU NESU NESU NESE SUNE NESE SUNE NESE SUSU SUSU	SESH SESE NWNW NWSE SESH SESH SESH SESH SESH SESH SESH S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26	NESW NESE NUNE SWNW SUSW Lot 3 (NWSW) NENE NENW SESE NESW NESE SWSW NESE SWSW NESW SESW S	Lot 4	MANE MANE MANE MANE MANE MANE MANE MANE		SUSU SUSU NENU NESU NESU SUSU SUSU SUSE NESE SUSE NUSE N	SESH SESE NWNW NWSW SESH SESH SESH SESH SESH SESH SESH S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27	NESW NESE NWNE SWNW SWNW NEWNE NENE NENE	Lot 4	MANE SENA NANE NANE NANE NANE NANE NANE N		NENW SUSSE NEW NESE SUSS	MANA SESA SESA SESA SESA SESA SESA SESA S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27	NESW NESE NWNE SWNW SWNW NEWNE NENE NENE	Lot 4	MANE SENA NANE NANE NANE NANE NANE NANE N		NENW SUSSE NEW NESE SUSS	MANA SESA SESA SESA SESA SESA SESA SESA S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28	NESW NESE NWNE SWNW SWNW NEWNE NENE NENE	Lot 4	MANE SENA MANE NANE NANE NANE NANE NANE SENA NANE SENA NASA NAS		SUSU SUSU NESU NESU SUSU SUSU SUSU SUSE NUSE N	SESH SESE NWNW SWSE SESH SESH SESH SESH SESH SESH SES
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27	NESW NESE NWNE SWSW SWSW NESW NENE NENE	Lot 4	MANE SENA NANE NANE NANE NANE NANE NANE N		NENW SUSSE NEW NESE SUSS	MANA SESA SESA SESA SESA SESA SESA SESA S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28	NESW NESE NWNE SWNW SWNW NEWNE NENE NENE	Lot 4	MANE SENA MANE NANE NANE NANE NANE NANE SENA NANE SENA NASA NAS		SUSU SUSU NESU NESU SUSU SUSU SUSU SUSE NUSE N	SESH SESE NWNW SWSE SESH SESH SESH SESH SESH SESH SES
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28	NESH NESE NHNE SHNW SWSW Lot 3 (NHSW) NENE NENE NENE NENH SESE NESE NESH NESH	Lot 4	MANE MANE MANE MANE MANE MANE MANE MANE		SUSU SUSU NENU NESS NESS SUSU SUSE NUSE SUSE NUSE N	SESH SESH SESH SESH SESH SESH SESH SESH
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28	NESH NESE NHNE SHNH SUSH Lot 3 (NHSH) NENE NENE NENE NENH SESE NESE NESE NESE	Lot 4	NASA NASE SENA SESA (SASA) NASA NASA NASE NASE NESA NESA NESE NASE NESA NESE NASE NA		SUSU SUSU SUSU SUSU SUSU SUSU SUSE SUSE	SESH SESE NWNW SWSE SESH SESH SESH SESH SESH SESH SES
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33	NESH NESE NHNE SHNW SWSW Lot 3 (NHSW) NENE NENE NENE NENH SESE NESE NESH NESH	Lot 4	MANE MANE MANE MANE MANE MANE MANE MANE		SUSU SUSU NENU NESS NESS SUSU SUSE NUSE SUSE NUSE N	SESH SESH SESH SESH SESH SESH SESH SESH
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33	NESH NESE NHINE SHINH SUSH (NUSH) SESH NENH SESE NESH NESE NESH NESE NESH SESH NESE NESH NESE NESH NESE NESE	Lot 4	AME AME AME AME AME AME AME AME AME AME		SUSU SUSU NENW NESS SUSU SUSU SUSE NUSE SUSE NUSU NUSE NUSU NUSE SUSE NUSU SUSE SUSE	NENW NENW NENW NENW NENW NENW NENW NENW
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28	NESH NESE NUNE SUSH SUSH NESH NENH NENH SESE NESH NESE NESH SESH NESE NESH SESH NESE NESH SESH NESE NESH SESH NESE NESH SESH NESE NESH SESH NESH SESH NESH SESH NESH SESH NESH SESH NESH SESH NESH SESH NESH SESH NESH SESH NESH N	Lot 4	NAME SENA SENA SENA NAME		SUSSE NENW NESSE NESSE SUSSE NESSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE SUSSE NUSSE SUSSE NUSSE S	SESH SESE NWNW NWSW SESH SESH SESH SESH SESH SESH SESH S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33	NESH NESE NUNE SUNH SUSH LOT 3 (NUSH) NENE NENH SESE NENH SESE NESE NESE NESE	Lot 4	NUSE SENU NUSE SESU NUSE SESU NUSE NUSE		SUSSE SU	SENE NASA SESE NASE SESE SESE SESE SESE SESE SESE SESE S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33	NESH NESE NUNE SUNH SUSH LOT 3 (NUSH) NENE NENH SESE NENH SESE NESE NESE NESE	Lot 4	NUSE SENU NUSE SESU NUSE SESU NUSE NUSE		SUSSE SU	SENE NASA SESE NASE SESE SESE SESE SESE SESE SESE SESE S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33	NESH NESE NHINE SHINH SUSH NEWSH NENH NENH SESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESE	Lot 4	NAME SENA SENA SENA NAME SAME SAME NAME SAME SAME NAME SAME		SUSSE NENW NESSE NESSE SUSSE NESSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE NUSSE SUSSE NUSSE SUSSE NUSSE S	SESH SESE NWNW NWSW SESH SESH SESH SESH SESH SESH SESH S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NUNE SUSH SUSH NESH NESH NESH NESH NESS NESH NESS NESH NESE NESH NESE NESH NESE NESE	Lot 4	NUSE SENU SESU NUSE SENU NUSE NUSE NUSE		SUSSE NENTH NESSE	SESW SESE NWNW NWSW SESW SESW SESE SESE
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NHINE SHINH SUSH NEWSH NENH NENH SESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESE	Lot 4	NUSE SENU NUSE SESU NUSE SESU NUSE NUSE		SUSSE SU	SENE NASA SESE NASE SESE SESE SESE SESE SESE SESE SESE S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33	NESH NESE NUNE SUSH SUSH NESH NESH NESH NESH NESS NESH NESS NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESH	Lot 4	MASE SENA MASE SENA MASE MASE MASE MASE MASE MASE MASE MAS		SUSE NEW NESE NEW NESE SUSE NESE SUSE NUSE SUSE NUSE SUSE NUSE SUSE S	SESH SESE NWAM NWSH SESE SESH SESE SESE SESE SESE SESE S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NUNE SUNU SUNU SUNU NENE NENE NENE	Lot 4	HUNE HUNE		SUSU SUSU SUSU SUSU SUSU SUSU SUSE SUSE	SENA SENE NANA NANA NENA SESE SESE SESE
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NUNE SUSH SUSH NESH NESH NESH NESH NESS NESH NESS NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESE NESH NESH	Lot 4	MASE SENA MASE SENA MASE MASE MASE MASE MASE MASE MASE MAS		SUSE NEW NESE NEW NESE SUSE NESE SUSE NUSE SUSE NUSE SUSE NUSE SUSE S	SESH SESE NWAM NWSH SESE SESH SESE SESE SESE SESE SESE S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NUNE SUND SUND NESH NESH NESH NESH NESH NESH NESH NESH	Lot 4	HUNE SESH HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE HUNE SENN HUNE HUNE SENN HUN HUNE SENN HUN HUN HUN HUN HUN HUN HUN HUN HUN H		SUSSE SU	SENA SENE NANA NANA NENA SESE SESE SESE
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NUNE SUSH SUSH (NUSH) NENH NESH NESH NESH NESH NESH NESH NESH	Lot 4	STREE SENT SEST SEST SEST SEST SEST SEST SE		SUSSE SU	SESW SESE NWNW NWSU SUSE SESW SESW SESE SUSW SESW SESW S
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NUNE SUND SUND NESH NESH NESH NESH NESH NESH NESH NESH	Lot 4	HUNE SESH HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE HUNE SENN HUNE SENN HUNE SENN HUNE SENN HUNE HUNE SENN HUNE HUNE SENN HUN HUNE SENN HUN HUN HUN HUN HUN HUN HUN HUN HUN H		SUSSE SU	SENA SENE NANA NANA NENA SESE SESE SESE
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NUME SUSH SUSH NUME NESH NESH NESH NESS NESH NESS NESH NESH	Lot 4	ATABE SESH SESH SESH SESH MASE		SUSSE NENT NESSE NESSE NESSE NESSE NESSE NESSE NESSE NESSE S	SESH SESE NWNW NVSU SUSE SESH SESH SESE SUSH SESH SESH SE
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NUMB SUSH SUSH NUMB NESH NENH SESE NENH SESE NESH NESS NESH NESH	Lot 4	HAND HANDE HAN		SUSSE SU	SESH SESH SESH SESH SESH SESH SESH SESH
\$33 TO7N R24E \$07 \$17 \$18 \$20 \$21 \$26 \$27 \$28 \$29 \$33 \$34	NESH NESE NUME SUSH SUSH NUME NESH NESH NESH NESS NESH NESS NESH NESH	Lot 4	ATABE SESH SESH SESH SESH MASE		SUSSE NENT NESSE NESSE NESSE NESSE NESSE NESSE NESSE NESSE S	SESH SESE NWNW NVSU SUSE SESH SESH SESE SUSH SESH SESH SE

PLACE OF USE: (CONT)

T07N R24E	S36	HESE	NWSE	SWSE	SESE
R25E	\$28	SWSW	SESW	NWSE	SWSE
	S31	NENE	NWNE	SWNE	SENE
		NENW	NUNU	SUNU	SENW
		NESW	NUSU	SWSW	SESW
		NESE	NWSE	SWSE	SESE
	\$32	NENE	NWNE	SWNE	SENE
		NENW	NUNU	SUNII	SENW
		NESW	NWSW	SWSW	SESW
		NESE	NWSE	SWSE	SESE
	S33	NWNE	SWNE	SENE	NENW
		NUNU	SMMM	SENW	NESW
		NWSW	SWSW	SESW	NESE
		NWSE	SWSE	SESE	
	S35	NENE	NWNE	SWNE	SENE
		NESW	NWSW	SWSW	SESW
		NESE	NWSE	SWSE	SESE

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF 32,000 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

COMBINED RIGHT NOS. 34-00012, 34-00013, 34-00810, 34-00811, 34-00817B, 34-00818, 34-10873 AND 34-10935.

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. SECTION 42-1412(6), IDAHO CODE.

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.

ROGER BURDICK

Presiding Judge of the

2001 OCT 15 PM 02:00 DISTRICT COURT - SRBA TWIN FAILS 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)	CERTIFICATE	OF MAILING
Case No. 39576) \		
	,)	Water Right	(s): 34-02507

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 34-02507 was mailed on October 15, 2001, 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
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

BIG LOST RIVER IRRGTN DIST Represented by: KENT W FOSTER PO BOX 50130 IDAHO FALLS, ID 83405 Phone: 208-523-0620 YOUNG HARVEY WALKER
Represented by:
RANDALL C BUDGE
PO BOX 1391
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POCATELLO, ID 83204-1391
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ARTHUR W. QUIST
Represented by:
RAY W. RIGBY
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REXBURG, ID 83440-0250
Phone: 208-356-3633

LITTLE SALMON RIVER WATER USER PAYETTE RIVER WATER USERS ASSN Represented by: SCOTT L. CAMPBELL 101 S CAPITOL BLVD, 10TH FLOOR PO BOX 829 BOISE, ID 83702-0829 Phone: 208-345-2000

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Represented by:
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