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JAN 19 2007

DEPARTMENT OF
WATER RESOURCES

Laura E. Burri
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David Hammerquist
Charles L. Honsinger
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
Daniel V. Steenson

William F. Ringert, of Counsel
Alynn L. Sweeney, of Counsel
Samuel Kaufman (1921-1986)

January 19, 2007

BY HAND DELIVERY

David Tuthill, Director
Idaho Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83706

Re: Delivery of Water to Rim View Trout Company, Water Right Nos. 36-02680, 36-04032A, and 36-04032B, 36-04032C, 36-04032D, and 36-07167

Dear Mr. Tuthill:

Rim View Trout Company ("Rim View") is entitled to delivery of 150 cfs pursuant to water right nos. 36-02680, 36-04032A, and 36-04032B, 36-04032C, 36-04032D, and 36-07167. Rim View hereby demands that you direct the Watermaster for Water District 130 to administer water rights in the Water District as required by Idaho Code § 42-607 in order to supply Rim View's prior rights. The facts supporting this demand are set forth in the enclosed Affidavit of Gregory Kaslo.

By submitting this demand for delivery of water, Rim View does not invoke IDWR's Conjunctive Management Rules, which were declared unconstitutional by the District Court for the Fifth Judicial District in *American Falls Reservoir District # 2 et al., v. the Idaho Department of Water Resources and Karl J. Dreher*, or waive any prior demand for delivery of water.

Please provide me notice by February 1, 2007, of your instructions to the Water District 130 Watermaster and any other IDWR actions in response to this demand.

Sincerely,


Daniel V. Steenson

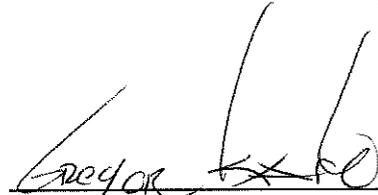
Enclosure

cc: Rim View Trout Company

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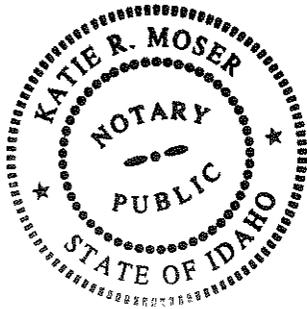
JAN 19 2007

DEPARTMENT OF
WATER RESOURCES



Gregory Kaslo

SUBSCRIBED AND SWORN to before me this 19 day of January, 2007





Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 2/20/08

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

2002 OCT 18 AM 10 49

IN Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-02680

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DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: RIM VIEW TROUT
1301 VISTA AVENUE
MOISE, ID 83705

SOURCE: NIAGARA SPRINGS TRIBUTARY: SNAKE RIVER

QUANTITY: 60.00 CFS
43438.60 AFY

PRIORITY DATE: 06/06/1966

POINT OF DIVERSION: 709S R15E S10 LOT 1 (SENESE) Within Gooding County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Fish Propagation	01-01 TO 12-31	60.00 CFS 43438.60 AFY

PLACE OF USE: Fish Propagation Within Gooding County

709S R15E S10 LOT 1 (SENE)	LOT 2 (NWNE)
LOT 10 (SWNE)	LOT 9 (SENE)

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

USE OF THIS WATER RIGHT SHALL BE SUBJECT TO THE TERMS AND CONDITIONS OF THE "NIAGARA SPRINGS AGREEMENT," DATED SEPTEMBER 30, 1993, AND THE "AMENDMENT TO NIAGARA SPRINGS AGREEMENT," DATED JULY 24, 2002.

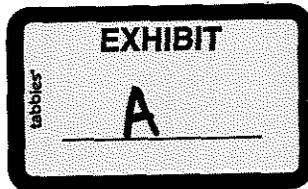
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



FILED

2002 OCT 18 AM 10 49

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 36-04032A

RECEIVED

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DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: RIM VIEW TROUT
1301 VISTA AVENUE
BOISE, ID 83705

SOURCE: NIAGARA SPRINGS TRIBUTARY: SNAKE RIVER

QUANTITY: 10.00 CFS
7239.80 AFY

PRIORITY DATE: 03/15/1912

POINT OF DIVERSION: T09S R15E S10 LOT 1 (SENE) Within Gooding County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Fish Propagation	01-01 TO 12-31	10.00 CFS 7239.80 AFY

PLACE OF USE: Fish Propagation Within Gooding County

LOT	SECTION
T09S R15E S10 LOT 1	(NENE)
LOT 2	(NWNE)
LOT 10	(SWNE)
LOT 9	(SENE)

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

USE OF THIS WATER RIGHT SHALL BE SUBJECT TO THE TERMS AND CONDITIONS OF THE "NIAGARA SPRINGS AGREEMENT," DATED SEPTEMBER 30, 1993, AND THE "AMENDMENT TO NIAGARA SPRINGS AGREEMENT," DATED JULY 24, 2002.

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).

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
Snake River Basin Adjudication

SCANNED

OCT 21 2002

2002 OCT 18 AM 10 48

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-04032C

RECEIVED
JAN 19 2007
DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: RIM VIEW TROUT
1301 VISTA AVENUE
BOISE, ID 83705

SOURCE: NIAGARA SPRINGS TRIBUTARY: SNAKE RIVER

QUANTITY: 5.00 CFS
3619.90 AFY

PRIORITY DATE: 04/01/1952

POINT OF DIVERSION: T09S R15E S10 LOT 1 (SENENE) Within Gooding County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Fish Propagation	01-01 TO 12-31	5.00 CFS

PLACE OF USE:

PLACE OF USE	QUANTITY
Fish Propagation	Within Gooding County
T09S R15E S10 LOT 1 (NENE)	LOT 2 (NWNE)
LOT 10 (SWNE)	LOT 9 (SENE)

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

USE OF THIS WATER RIGHT SHALL BE SUBJECT TO THE TERMS AND CONDITIONS OF THE "NIAGARA SPRINGS AGREEMENT," DATED SEPTEMBER 30, 1993, AND THE "AMENDMENT TO NIAGARA SPRINGS AGREEMENT," DATED JULY 24, 2002.

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).

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
Snake River Basin Adjudication

SCANNED

OCT 21 2002

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DEPARTMENT OF
WATER RESOURCES

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

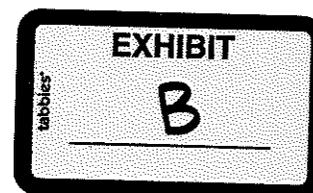
In Re SRBA)
)
Case No. 39576) ORDER OF PARTIAL DECREE FOR
) CONNECTED SOURCES IN BASIN 36
) (Conjunctive Management General Provision)

On August 2, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, in which the Director recommended no water rights be administered separately in Basin 36. All objections to the conjunctive management general provision were designated as Basin-Wide Issue 5 (subcase 91-00005). On February 27, 2002, this Court entered a ***Memorandum Decision and Order of Partial Decree*** in Basin-Wide Issue 5, which set forth the form of the conjunctive management general provision to be issued in each basin in the SRBA.

Therefore, IT IS ORDERED that the ***Conjunctive Management General Provision*** for Basin 36 is hereby **decreed** as set forth in the attached ***Partial Decree for Connected Sources in Basin 36 (Conjunctive Management General Provision)***.

Dated February 27, 2002.

ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication



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DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)
) PARTIAL DECREE FOR CONNECTED
Case No. 39576) SOURCES IN BASIN 36
) (Conjunctive Management General Provision)

The following water rights from the following sources of water in Basin 36 shall be administered separately from all other water rights in Basin 36 in accordance with the prior appropriation doctrine as established by Idaho law:

<u>Water Right No.</u>	<u>Source</u>
NONE	NONE

The following water rights from the following sources of water in Basin 36 shall be administered separately from all other water rights in the Snake River Basin in accordance with the prior appropriate doctrine as established by Idaho law:

<u>Water Right No.</u>	<u>Source</u>
NONE	NONE

Except as otherwise specified above, all other water rights within Basin 36 will be administered as connected sources of water in the Snake River Basin in accordance with the prior appropriation doctrine as established by Idaho law.

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 February 27, 2002.

ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication