

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  
Case No. 39576 ) I.R.C.P. 54(b) FOR  
\_\_\_\_\_) Water Right 65-09042

NAME AND ADDRESS: JAMES A WARNER  
961 BANKS LOWMAN RD  
GARDEN VALLEY, ID 83622

SOURCE: ANDERSON CREEK                      TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 3.80 CFS

PRIORITY DATE: 07/01/1874

POINT OF DIVERSION: T09N R04E S23              SENE              Within Boise County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------------------|----------------|----------------|----------|
|                            | Stockwater     | 01-01 TO 12-31 | 0.06 CFS |
|                            |                |                | 3.22 AFY |
|                            | Irrigation     | 04-01 TO 11-01 | 3.80 CFS |

| PLACE OF USE: | Irrigation        |           | Within Boise County |
|---------------|-------------------|-----------|---------------------|
|               | T09N R04E S21     | NESE 7.0  | SESE 9.0            |
|               | S22               | NENE 8.0  | SWNE 4.0            |
|               |                   | NENW 4.0  | SWNW 10.0           |
|               |                   | SESW 33.0 | NESW 20.0           |
|               |                   | NWSW 37.0 | SWSW 27.0           |
|               | 159.0 Acres Total |           |                     |

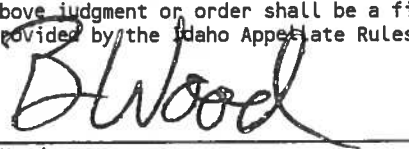
|                    |                     |
|--------------------|---------------------|
| Stockwater         | Within Boise County |
| Same as Irrigation |                     |

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. 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.

  
Barry Wood  
Administrative District Judge  
Presiding Judge of the  
Snake River Basin Adjudication