

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 34-13575

2001 JUN -4 PM 2:56

FILED
TWIN FALLS, IDAHO
CLERK OF DISTRICT COURT

NAME AND ADDRESS:

ERIC AIKELE
HERMAN AIKELE
3477 W 2700 N
MOORE, ID 83255

SOURCE:

BIG LOST RIVER

TRIBUTARY: SINKS

QUANTITY:

1.80 CFS

USE OF THIS RIGHT WITH RIGHTS 34-00017D, 34-00168F AND
34-00654A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
2.77 CFS.

PRIORITY DATE:

05/01/1981

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.

POINT OF DIVERSION:

T05N R26E S04

NWSESE

Within Butte County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
05-01 TO 10-15

QUANTITY
1.80 CFS

THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE
EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING
DATE OF 4-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF
THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES.

PLACE OF USE:

Irrigation

Within Butte County

T03N R26E S05	SWSW 3.3	
S06	SWSE 1.6	SESE 13.8
S07	NENE 40.0	NWNE 21.8
	SWNE 13.7	SENE 37.0
S08	NWNW 33.0	SNNW 33.0
	SENE 21.5	
T04N R26E S20	NWNW 36.0	SNNW 40.0
	NWSW 40.0	SWSW 40.0
	SESW 20.0	

394.7 Acres Total

USE OF THIS RIGHT WITH RIGHTS 34-00017D, 34-00168F, 34-00654A,
34-07164 AND 34-12417 IS LIMITED TO THE IRRIGATION OF A COMBINED
TOTAL OF 394.7 ACRES IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS.
34-00017D, 34-00168F AND 34-00654A PURSUANT TO SECTION 42-1426,
IDAHO CODE.

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

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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