

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

AMENDED

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

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

Water Right 02-07261

NUNC PRO TUNC

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

JUN 15 2009

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS:

NICK S NETTLETON
19900 NETTLETON LN
MURPHY, ID 83650-5082

SOURCE:

SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY:

1.60 CFS
280.00 AFY

Water shall not be diverted under this right unless the flow of
the Snake River at the U.S. Geological Survey stream gaging
station at Murphy exceeds 3,300 c.f.s. and at Weiser exceeds
4,750 c.f.s.

Right Nos. 02-07261 and 02-02100B, 57-00139, 57-00142, 57-00144,
57-00150, 57-00154, 57-00156, 57-00159, 57-00164, 57-00234, are
limited to a total combined annual diversion volume of 700.0 AF.
Right Nos. 02-07261 and 02-02100b, 57-00139, 57-00142, 57-00144,
57-00150, 57-00154, 57-00156, 57-00159, 57-00164, 57-00234, are
limited to a total combined diversion rate of 4.00 cfs.

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**DEPARTMENT OF
WATER RESOURCES**

PRIORITY DATE:

03/24/1978

POINT OF DIVERSION:

T03S R01E S36 LOT 8 (NENESE) Within Owyhee County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
03-15 TO 11-15

QUANTITY
1.60 CFS
280.00 AFY

The use of water for irrigation under this right may begin as
early as March 1 provided other elements of the right are not
exceeded. The use of water before March 15 under this remark is
subordinate to all water rights having no subordinated early
irrigation use and a priority date earlier than the date a
partial decree is entered for this right.

PLACE OF USE:

Irrigation

Within Owyhee County

T04S R01E S01 LOT 1 (NENE) 24.0

SENE 29.0

R02E S06 LOT 3 (NWNW) 4.0

LOT 4 (SWNW) 16.0

LOT 4 (SENW) 7.0

80.0 Acres Total

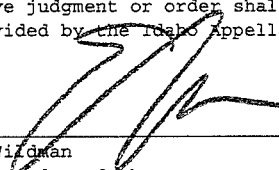
Right Nos. 02-07261 and 02-02100B, 57-00139, 57-00142,
57-00144, 57-00150, 57-00154, 57-00156, 57-00159, 57-00164,
57-00234, are limited to the irrigation of a combined total of
200.0 acres in a single irrigation season.

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.



Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication