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 | ) | PARTIAL DECREE PURSUANT TO |
| | ) | I.R.C.P. 54(b) FOR |
| Case No. 39576 | ) | |
| | ) | Water Right 41-00042 |

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho
MAY 29 2014
By
Clerk
Deputy Clerk

RECEIVED
MAY 30 2014
DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: KATRINA ROPER
LANCE ROPER
3823 ROCK CREEK RD
AMERICAN FALLS, ID 83211

SOURCE: ROCK CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 8.00 CFS

The quantity listed above shall be measured at the point of diversion listed for this right by means of a measuring box of the type and dimensions decreed by In Re Houtz et al (Oneida County, Sixth Judicial District Court, June 6, 1903). Any change in the method of measurement shall constitute a change in the point of diversion requiring approval by the Idaho Department of Water Resources as a transfer pursuant to I.C. Section 42-222.

PRIORITY DATE: 09/15/1882

POINT OF DIVERSION: T09S R30E S15 NESE Within Power County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| Irrigation | 04-01 TO 05-31 | 8.00 CFS |
| Irrigation | 09-01 TO 10-31 | 8.00 CFS |

PLACE OF USE: Irrigation

| | | | |
|---|---|---|---|
| T09S R30E S10 | SWSW 20.0 | SESW 8.0 | Within Power County |
| S15 | NENE 3.7 | NWNE 31.0 | |
| | SWNE 33.0 | SENE 29.0 | |
| | NENW 36.4 | NWNW 29.1 | |
| | SENW 5.2 | | |

195.4 Acres Total

The rights listed below are limited to the irrigation of a combined total of 195.4 acres in a single irrigation season. Combined Right Nos.: 41-41A, 41-42, 41-47, 41-2024 & 41-10264.

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