

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

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SEP 28 2010

DEPARTMENT OF
WATER RESOURCES

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 37-02641B

NAME AND ADDRESS: DEAN R ROGERS INC
28 HILLSIDE RANCH RD
BELLEVUE, ID 83313

SOURCE: GROUND WATER
UNNAMED STREAM TRIBUTARY: STALKER CREEK
CAIN CREEK TRIBUTARY: SILVER CREEK

QUANTITY: 0.93 CFS
139.37 AFY

Right Nos. 37-2641A and 37-2641B are limited to a total combined
diversion rate of 5.0 cfs and to a total combined annual
diversion volume of 747 AF.
The rights listed below are limited to a total combined annual
diversion volume of 1554.8 af. Combined Right Nos.: 37-2600,
37-2641A, 37-2641B, 37-2662A, 37-2662B, 37-4289A, 37-4289B

PRIORITY DATE: 09/27/1960

POINT OF DIVERSION: T01S R19E S18 SENESE (Injection) Within Blaine County
S21 NENENE
SWNWNE
NWNWNE
S22 SWSENE (Rediversion)
NENESE (Rediversion)
NWSWSW (Rediversion)

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-01 TO 10-31 0.93 CFS
139.37 AFY

PLACE OF USE: Irrigation Within Blaine County
T01S R19E S21 NENE 35.0 NWNE 36.0
SWNE 37.0 SENE 39.0
NESE 28.0 NWSE 37.0
SWSE 39.0 SESE 34.0
S22 NWSW 32.0 SWSW 28.0
S27 NWNW 35.0
S28 NENE 39.0 NWNE 39.0
458.0 Acres Total

This right is limited to the irrigation of 50 acres within the
place of use described above in a single irrigation season.
Right Nos. 37-2641A and 37-2641B are limited to the irrigation
of a combined total of 268 acres in a single irrigation season.
The rights listed below are limited to the irrigation of a
combined total of 458 acres in a single irrigation season.
Combined Right Nos.: 37-2600, 37-2641A, 37-2641B, 37-2662A,
37-2662B, 37-4289A, 37-4289B

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

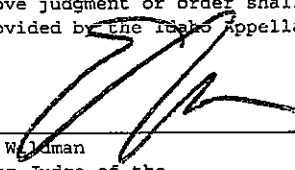
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

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.


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