

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

RECEIVED

SEP 28 2010

DEPARTMENT OF
WATER RESOURCES

In Re SRBA)
)
Case No. 39576)
)
Water Right 37-02557P

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

Water Right 37-02557P

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
SEP 24 2010
By _____ Clark
Deputy Clerk

NAME AND ADDRESS: KRISTI A SUTTON
ROSS J SUTTON
PO BOX 3168
HAILEY, ID 83333

SOURCE: GROUND WATER

QUANTITY: 0.20 CFS
35.00 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands herein.

PRIORITY DATE: 09/25/1954

POINT OF DIVERSION: T01N R19E S18 LOT 1 (NWNW) Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	0.20 CFS 35.00 AFY

PLACE OF USE: Irrigation Within Blaine County
T01N R19E S18 LOT 1 (NWNW)10.0
10.0 Acres Total

Right Nos. 37-2557P, 37-21854, 37-21871, 37-21888, 37-21905 and 37-21922 are limited to the irrigation of a combined total of 10.1 acres in a single irrigation season.

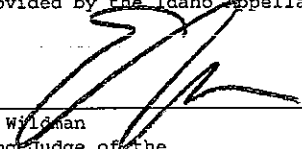
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.

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. Widman
Presiding Judge of the
Snake River Basin Adjudication