

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
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 37-02031

NAME AND ADDRESS: ELLSWORTH ENTERPRISES
PO BOX 158
CAREY, ID 83320

SOURCE: ROAD CANYON TRIBUTARY: SINKS
QUANTITY: 3.20 CFS
PRIORITY DATE: 01/17/1906
POINT OF DIVERSION: T01S R21E S12 NWSENW Within Blaine County
NWSENW

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-15 TO 10-31 3.20 CFS

PLACE OF USE: Irrigation Within Blaine County
T01S R21E S12 NENE 26.0 SWNE 34.0
SENE 39.0 SWNW 6.8
SENW 0.8 SWSW 2.7
NESE 37.0 NWSE 31.0
SWSE 22.0 SESE 37.0
S13 NENE 40.0 NWNE 35.0
SWNE 39.0 NENW 5.2
NWNW 34.0 SWNW 40.0
SENW 27.0 NESW 36.0
NWSW 38.0 NWSE 33.0
S14 SENE 40.0 NESE 38.0
R22E S18 LOT 1 (NWNW)22.0
663.5 Acres Total

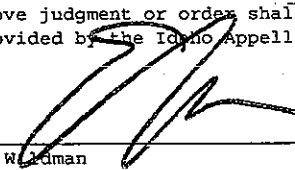
This right is limited to the irrigation of 165.0 acres within
the place of use described above in a single irrigation season.
The rights listed below are limited to the irrigation of a
combined total of 663.5 acres in a single irrigation season.
Combined Right Nos.: 37-733, 37-735, 37-737A, 37-752, 37-756,
37-767, 37-769, 37-770C, 37-771, 37-1181, and 37-2031

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. Waldman
Presiding Judge of the
Snake River Basin Adjudication