

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

In Re SRBA )  
Case No. 39576 )  
PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 37-04377

RECEIVED

SEP 28 2010

DEPARTMENT OF  
WATER RESOURCES

NAME AND ADDRESS: STEVE MILLS  
PO BOX 247  
HAILEY, ID 83333

SOURCE: GROUND WATER

QUANTITY: 0.13 CFS  
10.10 AFY

The quantity of water under this right for domestic and  
stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1959

POINT OF DIVERSION: T02N R18E S26 LOT 1 (SWSW ) Within Blaine County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY             |
|-------------------------------|----------------|----------------|----------------------|
|                               | Irrigation     | 04-15 TO 10-31 | 0.08 CFS<br>8.80 AFY |
|                               | Stockwater     | 01-01 TO 12-31 | 0.01 CFS<br>0.10 AFY |
|                               | Domestic       | 01-01 TO 12-31 | 0.04 CFS<br>1.20 AFY |

Domestic use is for 1 home.

|               |                                                   |                      |
|---------------|---------------------------------------------------|----------------------|
| PLACE OF USE: | Irrigation                                        | Within Blaine County |
|               | T02N R18E S26 LOT 1 (SWSW) 2.5<br>2.5 Acres Total |                      |
|               | Stockwater                                        | Within Blaine County |
|               | T02N R18E S26 LOT 1 (SWSW)                        |                      |
|               | Domestic                                          | Within Blaine County |
|               | T02N R18E S26 LOT 1 (SWSW)                        |                      |

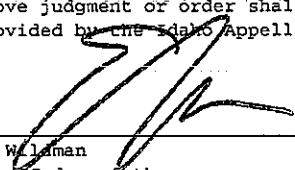
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for domestic  
use and stockwater use is not a determination of historical  
beneficial 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.

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