

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

DISTRICT COURT - SRBA  
Fifth Judicial District  
County of Twin Falls - State of Idaho

In Re SRBA )  
Case No. 39576 )

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

Water Right 47-16767

JUN - 1 2010

By

Clerk

Deputy Clerk

NAME AND ADDRESS: EDWIN R SMITH  
44 DRY GULCH  
HANSEN, ID 83334

VALERIE A SMITH  
45 DRY GULCH  
HANSEN, ID 83334

SOURCE: ROCK CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.90 CFS  
250.00 AFY

This right when combined with all other rights shall provide no  
more than .02 cfs per acre nor more than 4.0 afa per acre at the  
field headgate for irrigation of the lands herein.

PRIORITY DATE: 03/14/1892

POINT OF DIVERSION: T11S R18E S36 NESESW Within Twin Falls County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|-------------------------------|----------------|----------------|------------------------|
|                               | Irrigation     | 03-15 TO 11-15 | 0.90 CFS<br>250.00 AFY |

| PLACE OF USE: | Irrigation        | Within Twin Falls County                         |
|---------------|-------------------|--------------------------------------------------|
|               | T11S R18E S34     | NENE 40.0<br>NWNE 40.0<br>SWNE 16.9<br>SENE 31.0 |
|               | 127.9 Acres Total |                                                  |

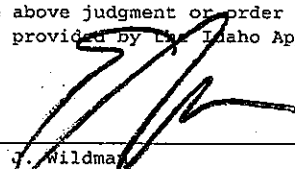
This right is limited to the irrigation of 62.5 acres within the  
place of use described above in a single irrigation season.

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