

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 47-04478

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

JUN - 1 2010

By _____

NAME AND ADDRESS: W T WILLIAMS INC
C/O TOM WILLIAMS
2600 N 2991 E
TWIN FALLS, ID 83301

SOURCE: GROUND WATER

QUANTITY: 1.68 CFS
509.90 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands herein. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.68 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1700 AF. COMBINED RIGHT NOS. 47-4477 & 47-4478

PRIORITY DATE: 04/15/1951

POINT OF DIVERSION: T12S R17E S16 SENENW Within Twin Falls County
S26 SWSWSE
S35 NWSWNW (Rediversion)
T13S R17E S11 NENESW (Rediversion)
NENWNE (Injection)
NENWNE
NWSWNE (Injection)
NWSWNE

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 04-15 TO 09-15 1.68 CFS
509.90 AFY

PLACE OF USE:	Irrigation	Within Twin Falls County
T12S R17E S09	SESW 23.0	SWSE 34.0
	SESE 34.0	
S15	SWNE 33.0	SENE 25.0
	SWNW 30.0	SENW 38.0
	NESW 36.0	NWSW 41.0
	SWSW 40.0	SESW 36.0
	NESE 25.0	NWSE 25.0
S16	NENE 40.0	NWNE 41.0
	SWNE 40.0	SENE 18.0
	NENW 41.0	NWNW 30.0
	SWNW 41.0	SENW 41.0
	NESW 40.0	SESW 20.0
	NWSE 23.0	SWSE 0.7
	SESE 9.8	
S21	SENE 34.0	NESE 39.0
	SWSE 30.0	SESE 39.0
S22	NENW 27.0	NWNW 35.0
	SWNW 41.0	SENW 35.0
	NESW 38.0	NWSW 41.0
	SWSW 41.0	SESW 35.0
	NWSE 9.9	SWSE 26.0
S27	NWNE 40.0	SWNE 38.0
	SENE 13.0	NENW 41.0

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

PLACE OF USE (continued)

	NWNW 41.0	SWNW 31.0
	SENW 41.0	NWSW 6.3
	NESE 3.4	NWSE 3.3
S28	NENE 30.0	NWNE 25.0
1589.4 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 856 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1282.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 47-4477, 47-4478, 47-12182, 47-12187, 47-4475, 47-2448 & 47-17170

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1257 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 47-4477, 47-4478, & 47-17170

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

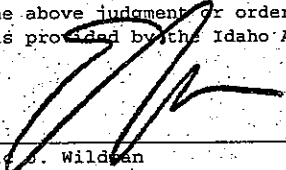
The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

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. Wildgen
Presiding Judge of the
Snake River Basin Adjudication