

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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 47-04193

RECEIVED  
JUN 02 2010  
DEPARTMENT OF  
WATER RESOURCES

NAME AND ADDRESS: CHARLENE A MAXTON  
629 12 TH AVE N  
BUHL, ID 83316

ELVERA S WIEGAND  
PO BOX 877  
HOLBROOK, AZ 86025

SOURCE: WASTE WATER TRIBUTARY: SALMON FALLS CREEK

QUANTITY: 0.19 CFS

This right when combined with all other rights shall provide no more than 0.02 cfs per acre for irrigation of the lands below. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1947

POINT OF DIVERSION: T10S R13E S15 SENENW Within Twin Falls County

PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------|----------------|----------------|----------|
|                | Irrigation     | 03-15 TO 11-15 | 0.19 CFS |
|                | Stockwater     | 04-01 TO 12-01 | 0.02 CFS |

PLACE OF USE: Irrigation Within Twin Falls County  
T10S R13E S15 NENW 9.6  
9.6 Acres Total

Stockwater Within Twin Falls County  
Same as Irrigation

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

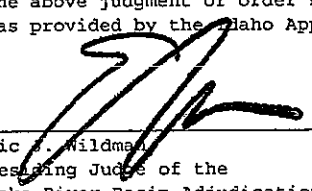
The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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 S. Wildman  
Presiding Judge of the  
Snake River Basin Adjudication