

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 47-04171

RECEIVED

JUN 02 2010

DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: SUZANNE F ROOT
WILLIAM S ROOT
1115 E 4400 N
BUHL, ID 83316

SOURCE: WASTE WATER TRIBUTARY: DEEP CREEK

QUANTITY: 0.67 CFS

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

PRIORITY DATE: 11/13/1922

POINT OF DIVERSION: T09S R14E S08 NWSWSE Within Twin Falls County
SWSWSE
SWSWSE
NWSESE
SWSE
S09 NWNESW
NWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.65 CFS
	Irrigation Storage	01-01 TO 12-31	2.00 AFY
	Irrigation from Storage	03-15 TO 11-15	2.00 AFY
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:			
Irrigation			Within Twin Falls County
T09S R14E S08	SWSE 29.0	SESE 11.0	
S09	NESW 5.8	NWSW 4.0	
	SWSW 4.2		
54.0 Acres Total			
Irrigation Storage			Within Twin Falls County
T09S R14E S08	SESE		
S09	NESW		
Irrigation from Storage			Within Twin Falls County
T09S R14E S08	SWSE 29.0	SESE 11.0	
S09	NESW 5.8	NWSW 4.0	
	SWSW 4.2		
54.0 Acres Total			
Stockwater			Within Twin Falls County
T09S R14E S08	SWSE	SESE	
S09	NESW	NWSW	
	SWSW		

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

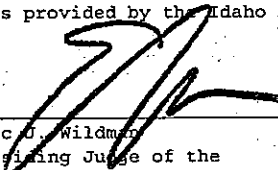
OTHER PROVISIONS (continued)

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 J. Wildman
Presiding Judge of the
Snake River Basin Adjudication