

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 73-12033

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

MAR 12 2010

By _____ Clerk
Deputy Clerk

NAME AND ADDRESS: D & K MOEN RANCH LLC
C/O KENT MOEN
811 PAHSIMEROI RD
MAY, ID 83253

SOURCE: PETERSON SPRINGS TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.35 CFS

PRIORITY DATE: 04/01/1961

POINT OF DIVERSION: T15N R21E S26 NESWN Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.35 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
T15N R21E S22	NESE 27.0	SWSE 8.0
	SESE 35.0	
S23	SWNW 31.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 38.0	SESW 40.0
S26	NENW 38.0	NWNW 24.0
	SWNW 0.5	
S27	NENE 2.6	
364.1 Acres Total		

The rights listed below are limited to the irrigation of a combined total of 364.1 acres in a single irrigation season. Combined Right Nos.: 73-40, 73-41, 73-136, 73-139A, 73-12033. This right is limited to the irrigation of 15 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

