

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 73-00040

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: PATTERSON CREEK TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 3.20 CFS

PRIORITY DATE: 10/01/1887

POINT OF DIVERSION: T14N R22E S08 NWNW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 05-14	2.00 CFS
	Irrigation	05-15 TO 07-09	3.20 CFS
	Irrigation	07-10 TO 11-01	3.20 CFS

PLACE OF USE:	Irrigation	Within Lemhi County
	T15N R21E S22	NESE 40.0 SESE 30.0
	S23	SWNW 30.0 SENW 40.0
		NESW 40.0 NWSW 40.0
		SESW 40.0
	S26	NENW 40.0 NWNW 21.0
	321.0 Acres Total	

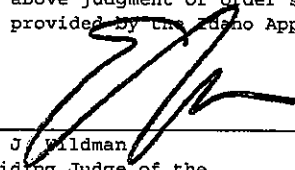
The rights listed below are limited to the irrigation of a combined total of 364.1 acres in a single irrigation season.
Combined Right Nos.: 73-40, 73-41, 73-136, 73-139A, 73-12033.

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

SCANNED
MAR 15 2010