

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 22-07196

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

AUG 19 2009

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: K L B INC
DBA BROWN CO
PO BOX 579
REXBURG, ID 83440

SOURCE: TETON RIVER TRIBUTARY: HENRYS FORK

QUANTITY: 1.00 CFS
424.50 AFY

The rights listed below are limited to a total combined diversion rate of 13.40 cfs and to a total combined annual diversion volume of 5714.5 AF. Combined Right Nos.: 22-7196, 22-7256, 22-13329.
Right Nos. 22-7256 and 22-7196 are limited to a total combined diversion rate of 13.4 cfs and to a total combined annual diversion volume of 3292.1 AF.

PRIORITY DATE: 09/23/1976

POINT OF DIVERSION: T07N R44E S29 SENWNE Within Teton County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.00 CFS 424.50 AFY

PLACE OF USE:	Irrigation	Within Teton County
T07N R43E S10	SESE 11.0	
S11	NWSW 2.2	SWSW 38.0
	SESW 10.0	
S13	NWNW 0.8	SWNW 11.0
	SWNW 18.0	NESW 4.8
	NWSW 40.0	SWSW 35.0
	SESW 5.2	
S14	SWNE 10.0	SWNE 11.0
	SENE 11.0	SENE 21.0
	NENW 6.7	NWNW 40.0
	SWNW 36.0	SENE 9.6
	SENE 20.0	NESW 39.0
	NWSW 36.0	SWSW 40.0
	SESW 40.0	NESE 40.0
	NWSE 37.0	SWSE 40.0
	SESE 39.0	
S15	NENE 14.0	SENE 13.0
	NESE 13.0	SESE 13.0
S22	NENE 13.0	SENE 13.0
	NESE 13.0	SESE 13.0
S23	NENE 40.0	NWNE 39.0
	SWNE 33.0	SENE 30.0
	NENW 40.0	NWNW 40.0
	SWNW 40.0	SENE 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESE 40.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S24	SWNE 8.7	SENE 22.0
	NENW 21.0	NWNW 38.0

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

PLACE OF USE (continued)

		SWNW 39.0		SENW 37.0
		NESW 40.0		NWSW 32.0
		SWSW 35.0		SESW 40.0
		NESE 28.0		NWSE 35.0
		SWSE 40.0		SESE 27.0
S25		NENE 30.0		NWNE 40.0
		SWNE 40.0		SENE 29.0
		NENW 40.0		NWNW 38.0
		SWNW 40.0		SENW 40.0
		NESE 35.0		NWSE 40.0
		SWSE 39.0		SESE 38.0
S36		NENE 33.0		NWNE 40.0
R44E S19 LOT 2	(SWNW) 8.1			NESW 11.0
LOT 3	(NWSW) 37.0	LOT 4	(SWSW) 38.0	
	SESW 40.0		NESE 14.0	
	NWSE 11.0		SWSE 40.0	
	SESE 40.0			
S20		SWNW 7.6		SENW 6.3
		NESW 25.0		NWSW 29.0
		SWSW 34.0		SESW 37.0
		SWSE 3.5		
S29		SWNE 13.0		SENE 0.3
		NENW 38.0		NWNW 38.0
		SWNW 37.0		SENW 40.0
		NESW 15.0		NWSW 13.0
		NESE 1.7		NWSE 15.0

2936.5 Acres Total

The rights listed below are limited to the irrigation of a combined total of 2936.5 acres in a single irrigation season. Combined Right Nos.: 22-7196, 22-7256, 22-13329. This right is limited to the irrigation of 622 acres within the place of use described above in a single irrigation season. Place of use does not include federal public lands unless authorized in writing by the United States Bureau of Reclamation.

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.

John M. Melanson

 John M. Melanson
 Presiding Judge of the
 Snake River Basin Adjudication