

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

|                                       |              |
|---------------------------------------|--------------|
| DISTRICT COURT - SRBA                 |              |
| Fifth Judicial District               |              |
| County of Twin Falls - State of Idaho |              |
| JUN 15 2009                           |              |
| By _____                              | Clerk        |
| _____                                 | Deputy Clerk |

In Re SRBA )  
Case No. 39576 )  
PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 02-02363

NAME AND ADDRESS: CHARLES DE GROOT  
JANICE DE GROOT  
10394 MELMONT RD  
MELBA, ID 83641

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 2.60 CFS  
800.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 2-2196 IS LIMITED TO A TOTAL  
COMBINED ANNUAL DIVERSION VOLUME OF 800 AF.  
Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192,  
2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368,  
2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059,  
2-10184  
2-10185 2-10218, 2-10219, 2-10220 and 2-10221 when combined  
shall not exceed a total diversion rate of 74.30 cfs.

PRIORITY DATE: 03/05/1965

POINT OF DIVERSION: T01N R03W S36 LOT 7 (SWSWNE) Within Canyon County

|                               |                |                |                        |
|-------------------------------|----------------|----------------|------------------------|
| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|                               | Irrigation     | 03-15 TO 11-15 | 2.60 CFS<br>800.00 AFY |

The use of water for irrigation under this right may begin as  
early as March 1 provided other elements of the right are not  
exceeded. The use of water before March 15 under this remark is  
subordinate to all water rights having no subordinated early  
irrigation use and a priority date earlier than the date a  
partial decree is entered for this right.

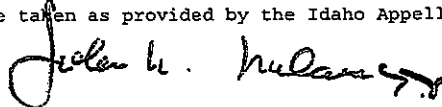
|               |                   |                                                  |
|---------------|-------------------|--------------------------------------------------|
| PLACE OF USE: | Irrigation        | Within Canyon County                             |
|               | T01N R02W S17     | NWNW 37.0<br>SWNW 38.0<br>NESW 39.0<br>NWSW 37.0 |
|               | S20               | NWNE 9.0                                         |
|               | 160.0 Acres Total |                                                  |

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.



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