

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 02-10016

NAME AND ADDRESS: J R SIMPLOT COMPANY
999 MAIN ST STE 1300
PO BOX 27
BOISE, ID 83707

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.60 CFS

Right Nos. 2-2096 and 2-10016 are limited to a total combined diversion rate of 1.66 cfs.
The rights listed below are limited to a total combined diversion rate of 22.99 cfs. Combined Right Nos.: 2-2085, 2-2096, 2-2098, 2-2102, 2-2137, 2-2138, 2-4003A, 2-4003B, 2-7090B, & 2-10016.

PRIORITY DATE: 12/31/1986

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION: T06S R04E S03 LOT 1 (NENE) Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	1.60 CFS

PLACE OF USE:	Irrigation		Within Owyhee County
T06S R04E S02	NESW 18.0		NWSW 12.0
	SWSW 32.0		SESW 11.0
S03	NESW 15.0		SWSW 25.0
	SESW 39.0		SWSE 22.0
	SESE 35.0		
S09	NESW 10.0		NESE 30.0
	NWSE 40.0		
S10	NENE 38.0		NWNE 38.0
	SWNE 39.0		SENE 37.0
	NENW 39.0		NWNW 39.0
	SWNW 40.0		SENW 40.0
	NESW 29.0		NWSW 12.0
	NESE 25.0		NWSE 37.0
S11	NWNW 10.0		
712.0 Acres Total			

This right authorizes the irrigation of 80 total acres.
The rights listed below are limited to the irrigation of a combined total of 1408 acres in a single irrigation season.
Combined Right Nos.: 2-5, 2-2085, 2-2096, 2-2098, 2-2102, 2-2137, 2-2138, 2-4003A, 2-4003B, 2-7090B and 2-10016

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

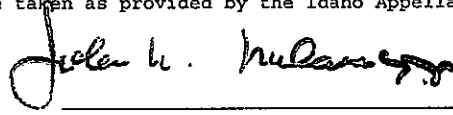
This right is based upon an enlargement of Right No. 2-2096 pursuant to Section 42-1426, Idaho Code.

OTHER PROVISIONS (continued)

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
Presiding Judge of the
Snake River Basin Adjudication