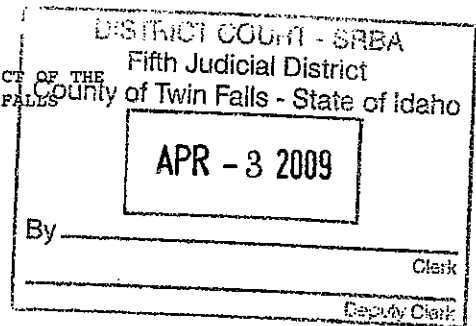


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS



In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-10014B

NAME AND ADDRESS: CITY OF BOISE
PARKS & RECREATION DEPT
1104 ROYAL BLVD
BOISE, ID 83706-2898

SOURCE: GROUND WATER

Right holder shall comply with the drilling permit requirements
of Section 42-235, Idaho Code.

QUANTITY: 0.14 CFS
15.00 AFY

The right holder shall maintain a totalizing measuring device of
a type approved by the Department as a part of the diverting
works.

This right when combined with all other rights shall provide no
more than 0.02 cfs per acre nor more than 4.5 afa per acre at
the field headgate for irrigation of the lands herein.

After specific notification by the Department, the right holder
shall measure the diversion or shall enter into an agreement
with the Department to determine the amount of water diverted
from power records and shall annually report the information to
the Department.

PRIORITY DATE: 04/07/1983

POINT OF DIVERSION: T03N R01E S03 NESENW Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-15	0.10 CFS
			5.00 AFY
	Recreation Storage	01-01 TO 12-31	10.00 AFY
	Diversion to Storage	01-01 TO 12-31	0.14 CFS

The right holder shall use the full allotment of appurtenant
surface water rights in conjunction with ground water diverted
for irrigation purposes under this right and shall only divert
ground water under this right for irrigation purposes when water
from the appurtenant surface water rights cannot be delivered to
the right holder.

If the surface water right(s) appurtenant to the place of use is
sold, transferred, leased or used on any other place of use,
this right to divert ground water shall not be used for
irrigation purposes without an approved transfer pursuant to
Section 42-222, Idaho Code, or approval of the Department if a
transfer is not required.

PLACE OF USE: Irrigation Within Ada County
T03N R01E S03 SENW 5.0
5.0 Acres Total

Recreation Storage Within Ada County
T03N R01E S03 SENW

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

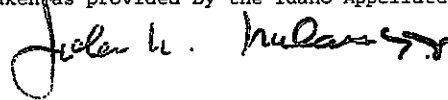
OTHER PROVISIONS (continued)

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication. The right holder shall cease diversion of 16.5 af of water for irrigation use previously authorized under this right to provide mitigation for Right 63-12595.

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