

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 63-08941

NAME AND ADDRESS: MARY DYAS
C/O B DAVENPORT
PO BOX 26
MURPHY, ID 83650-0026

GENE L PORTER
1100 BURNETT DR #311
NAMPA, ID 83651

ROSS M SCHUBERT
17388 CAN-ADA RD
NAMPA, ID 83687

SOURCE: GROUND WATER

QUANTITY: 0.66 CFS
320.20 AFY

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
Right Nos. 63-8941 and 63-10477 are limited to a total combined annual diversion volume of 751.5 AF.

PRIORITY DATE: 06/06/1977

POINT OF DIVERSION: T03N R01W S06 NESE Within Canyon County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.66 CFS
			320.20 AFY
	Stockwater	01-01 TO 12-31	0.02 CFS

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 or late 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
	T03N R01W S06	NESW 34.0	NWSW 23.0
		NESE 23.0	NWSE 26.0
		SESE 16.0	
	122.0 Acres Total		
	Stockwater		Within Canyon County
	T03N R01W S06	NESW	NWSW
		NESE	NWSE
		SESE	

Right Nos. 63-8941 and 63-10477 are limited to the irrigation of a combined total of 167 acres in a single irrigation season.

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial

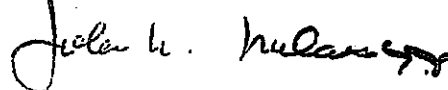
OTHER PROVISIONS (continued)

use.

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