

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 63-08904

NAME AND ADDRESS: SUMMERALL FARMS INC
C/O JERRY SUMMERALL
6524 ROBINSON RD
KUNA, ID 83634

SOURCE: GROUND WATER

QUANTITY: 2.90 CFS
652.50 AFY

Right Nos. 63-8793 and 63-8904 are limited to a total combined
diversion rate of 5.78 cfs and to a total combined annual
diversion volume of 1300.5 AF.

PRIORITY DATE: 05/31/1977

POINT OF DIVERSION: T02N R01W S32 SENW Within Canyon County
SENW

2 points of diversion located in T02N R01W, S32, SENW.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.90 CFS 652.50 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 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
	T02N R01W S32	NENE 38.0 NWNE 36.0 SWNE 37.0 SENE 34.0 NENW 36.0 NWNW 36.0 SWNW 35.0 SENE 37.0
	289.0 Acres Total	

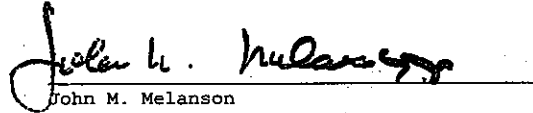
Right Nos. 63-8793 and 63-8904 are limited to the irrigation of
a combined total of 289.0 acres in a single irrigation season.

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.

A handwritten signature in dark ink, appearing to read "John M. Melanson", is written over a horizontal line.

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