

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 63-08117

NAME AND ADDRESS:      JEFFERY A HYATT  
                            KATHERINE L HYATT  
                            3400 2ND LN E  
                            PARMA, ID 83660

SOURCE:                GROUND WATER

QUANTITY:              3.34 CFS  
                            751.00 AFY

Right Nos. 63-8117 and 63-8081A are limited to a total combined  
diversion rate of 4.9 cfs and to a total combined annual  
diversion volume of 1237.5 AF.

PRIORITY DATE:        04/24/1975

POINT OF DIVERSION:   T07N R05W S34                SWSE      Within Payette County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|-------------------------------|----------------|----------------|------------------------|
|                               | Irrigation     | 03-15 TO 10-31 | 3.34 CFS<br>751.00 AFY |

The use of water for irrigation under this right may begin as  
early as March 1 and may continue to as late as November 15,  
provided other elements of the right are not exceeded. The use  
of water before March 15 and after October 31 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.

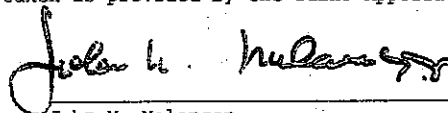
| PLACE OF USE: | Irrigation                           | Within Payette County |
|---------------|--------------------------------------|-----------------------|
|               | T06N R05W S03 LOT 1      (NENE) 46.0 | SENE 40.0             |
|               | T07N R05W S34            NESE 35.0   | NWSE 6.0              |
|               | SESE 40.0                            |                       |
|               | 167.0 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.



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