

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

APR - 3 2009

By _____ Clerk

Deputy Clerk

In Re SRBA) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54 (b) FOR
Case No. 39576)
) Water Right 63-07911

NAME AND ADDRESS: SCOTT R NICHOLSON
SHERRI C NICHOLSON
PO BOX 690
MERIDIAN, ID 83680-0690

SOURCE: SPRINGS TRIBUTARY: WARM SPRINGS CREEK
WARM SPRINGS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.39 CFS
177.90 AFY

Right Nos. 63-353A, 63-360A, 63-7911, 63-7912, 63-21348A, 63-21348B and 63-21608 are limited to a total combined diversion rate of 3.42 cfs. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands herein.

PRIORITY DATE: 01/14/1974

POINT OF DIVERSION: T01S R02W S09 SENE Within Canyon County
S10 NWNW

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 10-31	0.39 CFS
			177.90 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 Canyon County
	T01S R02W S08	SENE 3.0	NESE 29.0
	S09	SWNW 1.0	NWSW 10.0
	43.0 Acres Total		

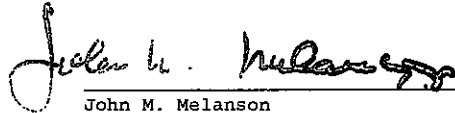
Right Nos. 63-353A, 63-360A, 63-7911, 63-7912, 63-21348A, 63-21348B and 63-21608 are limited to the irrigation of a combined total of 171 acres in a single irrigation season.

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