

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 22-13283

NAME AND ADDRESS: ROBERT G KIRK
PO BOX 4779
JACKSON, WY 83001

SOURCE: DICK CREEK TRIBUTARY: TETON RIVER

QUANTITY: 0.45 CFS
46.00 AFY

The right holder shall maintain a measuring device and lockable
controlling works of a type approved by the Department in a
manner that will provide the watermaster suitable control of the
diversion.

This right authorizes the diversion of an annual total of 46.0
af to be used for the initial filling of the reservoir, for the
replacement of losses caused by seepage and evaporation from the
reservoir.

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION: T04N R45E S09 SWNWNE Within Teton County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Wildlife	04-15 TO 10-31	0.45 CFS
			46.00 AFY
	Wildlife Storage	01-01 TO 12-31	26.10 AFY
	Diversion to Storage	04-15 TO 10-31	0.45 CFS

PLACE OF USE: Wildlife Within Teton County
Same as Wildlife Storage

Wildlife Storage Within Teton County
T04N R45E S09 NWNW

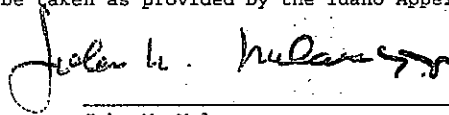
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The reservoir established by the storage of water under this
right shall not exceed a total capacity of 12 acre feet or a
total surface area of 8 acres.

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