

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 22-13266

NAME AND ADDRESS: WALTER L BYBEE  
ZELLA S BYBEE  
11477 S SNAKE RIVER RD  
REXBURG, ID 83440

SOURCE: UNNAMED STREAM TRIBUTARY: SNAKE RIVER

QUANTITY: 0.91 CFS

USE OF THIS RIGHT WITH RIGHT NO. 23-11230 IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 1.03 CFS.

PRIORITY DATE: 05/01/1884

POINT OF DIVERSION: T04N R40E S23 NESENW Within Madison County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-15 TO 10-31 | 0.91 CFS |

| PLACE OF USE: | Irrigation       | Within Madison County |
|---------------|------------------|-----------------------|
|               | T04N R40E S22    | NENE 0.5 NWNE 28.0    |
|               | LOT 2 (SWNE) 7.0 | LOT 1 (SENE) 4.0      |
|               | 39.5 Acres Total |                       |

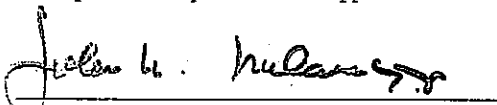
USE OF THIS RIGHT WITH RIGHT NO. 23-11230 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 39.5 ACRES IN A SINGLE  
IRRIGATION SEASON.

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.

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