

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 22-07092

NAME AND ADDRESS: GARTH SUTTON
JOLENE SUTTON
1295 E 10000 S
REXBURG, ID 83440

SOURCE: GROUND WATER

QUANTITY: 5.84 CFS
1750.00 AFY

Right Nos. 22-7092 and 22-13289 are limited to a total combined diversion rate of 5.84 cfs and to a total combined annual diversion volume of 2047.5 AF.

PRIORITY DATE: 06/03/1974

POINT OF DIVERSION: T05N R41E S31 SESW Within Madison County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	5.84 CFS 1750.00 AFY

The use of water for irrigation under this right may begin as early as April 1, provided other elements of the right are not exceeded. The use of water before May 1 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 Madison County
	T04N R41E S05 LOT 1 (NENE) 11.0	SENE 22.0
	S06 LOT 2 (NWNE) 39.0	SWNE 35.0
	LOT 3 (NENW) 39.0	LOT 4 (NWNW) 39.0
	LOT 5 (SWNW) 30.0	SENE 40.0
	T05N R41E S31 LOT 4 (SWSW) 39.0	SESW 39.0
	NESE 39.0	NWSE 39.0
	SWSE 39.0	SESE 39.0
	S32 NESW 40.0	NWSW 22.0
	SWSW 22.0	SESE 12.0
	585.0 Acres Total	

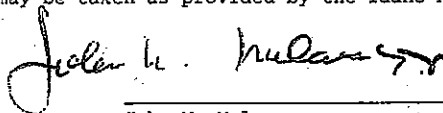
This right is limited to the irrigation of 500 acres within the place of use described above in a single irrigation season. Right Nos. 22-7092 and 22-13289 are limited to the irrigation of a combined total of 585 acres in a single irrigation season.

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