

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 22-02219

NAME AND ADDRESS: FRANK SUMMERS INC
C/O KELLY SUMMERS
327 S 3000 E
SUGAR CITY, ID 83448

SOURCE: GROUND WATER

QUANTITY: 5.57 CFS
1642.00 AFY

Right Nos. 22-2219 and 22-4091 are limited to a total combined
diversion rate of 5.57 cfs and to a total combined annual
diversion volume of 2918 AF.

PRIORITY DATE: 01/26/1962

POINT OF DIVERSION: T06N R40E S27 NESWSW Within Madison County
S34 NWNWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	5.57 CFS 1642.00 AFY

PLACE OF USE:	Irrigation		Within Madison County
	T06N R40E S22	NWNE 9.9	SWNE 26.0
		NESW 39.0	NWSW 39.0
		SWSW 29.0	SESW 37.0
		NWSE 17.0	SWSE 18.0
	S27	NWNE 8.1	SWNE 17.0
		NENW 39.0	NWNW 24.0
		SWNW 28.0	SENW 35.0
		NESW 35.0	NWSW 34.0
		SWSW 32.0	SESW 29.0
		NWSE 27.0	SWSE 38.0
		SESE 0.4	
	S34	NWNE 38.0	SWNE 39.0
		NENW 28.0	NWNW 39.0
		SWNW 33.0	SENW 34.0
		NWSW 25.0	SWSW 35.0
		SESW 1.3	
	833.7 Acres Total		

This right is limited to the irrigation of 469 acres within the
place of use described above in a single irrigation season.
The rights listed below are limited to the irrigation of a
combined total of 833.7 acres in a single irrigation season.
Combined Right Nos.: 22-2219 and 22-4091.

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 in the applicable Rules.

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