

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 22-02202

NAME AND ADDRESS: GARY BALL INC
368 E 3RD S
REXBURG, ID 83440

SOURCE: GROUND WATER

QUANTITY: 11.46 CFS
2577.00 AFY

PRIORITY DATE: 02/21/1961

POINT OF DIVERSION: T05N R40E S03 NWNWE Within Madison County
S15 NENWNE

PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Irrigation	06-01 TO 09-01	11.46 CFS 2577.00 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before June 1 and after September 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.

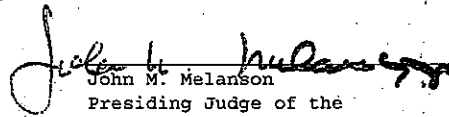
PLACE OF USE:	Irrigation	Within Madison County
	T05N R40E S03 LOT 1 (NENE)11.0	LOT 2 (NWNE)41.0
	LOT 3 (NENW)13.0	NESW 12.0
	SESW 11.0	NESE 14.0
	NWSE 40.0	SWSE 40.0
	SESE 15.0	
S10	NENE 16.0	NWNE 40.0
	SWNE 40.0	SENE 16.0
	NENW 11.0	SENW 10.0
	NESW 10.0	SESW 9.4
	NESE 16.0	NWSE 40.0
	SWSE 39.0	SESE 15.0
S15	NENE 16.0	NWNE 40.0
	SWNE 40.0	SENE 16.0
	NENW 9.2	SENW 9.2
	NESW 9.1	SESW 8.6
	NESE 16.0	NWSE 40.0
	SWSE 40.0	SESE 11.0
	714.5 Acres Total	

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