

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 67-02020

NAME AND ADDRESS:       MICHAEL N VOGEL  
                            2527 DIXIE CREEK RD  
                            CAMBRIDGE, ID 83610

SOURCE:                 GRIZZLY CREEK   TRIBUTARY: WEISER RIVER  
                            UNNAMED STREAM   TRIBUTARY: GRIZZLY CREEK

QUANTITY:               1.06   CFS

The quantity of water under this right for stockwater use shall  
not exceed 13,000 gallons per day.

PRIORITY DATE:         08/29/1907

POINT OF DIVERSION:    T15N R03W S01       NESW   Within Washington County  
                                            NWNW

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY   |
|-------------------------------|----------------|----------------|------------|
|                               | Irrigation     | 03-15 TO 10-31 | 1.06   CFS |
|                               | Stockwater     | 01-01 TO 12-31 | 0.03   CFS |

PLACE OF USE:           Irrigation                               Within Washington County  
                            T15N R03W S01       NESW 14.0       SESW 1.0  
                                            NWSE 38.0  
                            53.0   Acres Total  
  
                            Stockwater                               Within Washington County  
                            Same as Irrigation

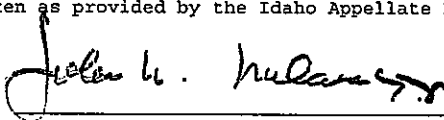
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for  
stockwater use is not a determination of historical beneficial  
use.

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.

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