

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)
_____) Water Right 74-15681

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

NAME AND ADDRESS: F JAMES WHITTAKER
 83 BIG EIGHT MILE RD
 PO BOX 240
 LEADORE, ID 83464

SOURCE: BIG EIGHTMILE CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 7.04 CFS

The rights listed below are limited to a total combined
diversion rate of 7.04 cfs. Combined Right Nos.: 74-345, and
74-15681.
This right when combined with other rights from the same
point(s) of diversion is limited to a total combined diversion
rate of 7.04 cfs.

PRIORITY DATE: 03/15/1966

This water right is subordinated to all water rights with a
priority date earlier than October 3, 1974.

POINT OF DIVERSION: T16N R25E S28 SWSE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	7.04 CFS

PLACE OF USE:	Irrigation		Within Lemhi County
	T16N R25E S26	NENE 40.0	SWNE 40.0
		SENE 40.0	SWNW 40.0
		SENW 40.0	NESW 40.0
		SWSE 32.0	SESE 39.0
	311.0 Acres Total		

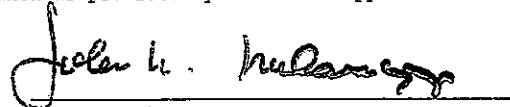
This right is limited to the irrigation of 311.0 acres within
the place of use described above in a single irrigation season.
This right authorizes the irrigation of 311.0 total acres.

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.

A handwritten signature in cursive script, reading "John M. Melanson", is written over a horizontal line.

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