

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)

)
 PARTIAL DECREE PURSUANT TO
 I.R.C.P. 54(b) FOR
 Water Right 36-15979

NAME AND ADDRESS: DUNCAN LIMITED PARTNERSHIP
 422 E BASELINE
 RUPERT, ID 83350

PKD PROPERTIES LC
750 E 100 S
RUPERT, ID 83350

SOURCE: GROUND WATER

QUANTITY: 0.02 CFS
 160.00 AFY

The rights listed below are limited to a total combined diversion rate of 3.57 cfs and to a total combined annual diversion volume of 960 AF. Combined Right Nos.: 36-15974, 36-15975, 36-15976, 36-15977, 36-15978, 36-15979, and 36-15981. Right Nos. 36-15976 and 36-15979 are limited to a total combined annual diversion volume of 160.0 AF.

PRIORITY DATE: 03/13/1975

POINT OF DIVERSION: T07S R25E S36 NENENE Within Minidoka County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.02 CFS 160.00 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 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 Blaine County
	T07S R26E S30	NESW 32.0 LOT 3 (NWSW)32.0
	LOT 4	(SWSW)32.0 SESW 32.0
	S31	NENW 32.0 LOT 1 (NWNW)32.0
	LOT 2	(SWNW)32.0 SENW 32.0
	256.0 Acres Total	

The rights listed below are limited to the irrigation of a combined total of 240.0 acres in a single irrigation season. Combined Right Nos.: 36-15974, 36-15975, 36-15976, 36-15977, 36-15978, 36-15979, and 36-15981. Right Nos. 36-15976 and 36-15979 are limited to the irrigation of a combined total of 40.0 acres in a single irrigation season. This right is limited to the irrigation of 40.0 acres within the place of use described above 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

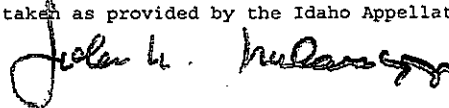
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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