

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 45-02605

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JAN 6 2006

By _____
Clerk
Deputy Clerk

NAME AND ADDRESS: HOWARD R ADAMS & SONS INC
496 W 1000 S
BURLEY, ID 83318

SOURCE: GROUND WATER

RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS
OF SECTION 42-235, IDAHO CODE AND APPLICABLE WELL CONSTRUCTION
RULES OF THE DEPARTMENT.

QUANTITY: 1.60 CFS
480.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 11.76 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 2869.6 AF. COMBINED RIGHT NOS.: 45-2377C,
45-2392, 45-2504 45-2605 & 45-4041.
THE RIGHT HOLDER SHALL RECORD THE QUANTITY OF WATER DIVERTED AND
ANNUALLY REPORT DIVERSIONS OF WATER AND/OR OTHER PERTINENT
HYDROLOGIC AND SYSTEM INFORMATION AS REQUIRED BY SECTION 42-701,
IDAHO CODE.
THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO
MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.0 AFA PER ACRE AT THE
FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.
PRIOR TO DIVERSION OF WATER UNDER THIS APPROVAL, THE RIGHT HOLDER
SHALL PROVIDE A MEANS OF MEASUREMENT ACCEPTABLE TO THE DEPARTMENT
FROM ALL AUTHORIZED POINTS OF DIVERSION WHICH WILL ALLOW
DETERMINATION OF THE TOTAL RATE OF DIVERSION.
THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF
DIVERSION UNDER RIGHTS 45-2377C, 45-2392, 45-2411, 45-2412,
45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A AND 45-10365 SHALL
NOT EXCEED 20.10 CFS, NOR A TOTAL COMBINED ANNUAL VOLUME OF
5812.8 AF.

PRIORITY DATE: 02/29/1960

POINT OF DIVERSION: T12S R21E S24 NENWNE Within Cassia County
R22E S08 SWSENW
SWNWSW
SWSWSW
SWSESW
S09 NESW
S18 SESWNE
S19 NENENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.60 CFS 480.00 AFY

PLACE OF USE:	Irrigation	Within Cassia County
	T12S R22E S07	NESE 40.0 NWSE 40.0 SESE 39.0
	S08	NENE 40.0 NWNE 40.0 SENE 40.0 SWNE 40.0 NENW 40.0 NWNW 39.0 SWNW 38.0 SENW 40.0 NESW 40.0 NWSW 40.0

PLACE OF USE (continued)

SWSW 39.0	SESW 39.0
NESE 40.0	NWSE 40.0
SWSE 39.0	SESE 36.0
749.0 Acres Total	

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 749 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2377C, 45-2392, 45-2504, 45-2605 & 45-4041.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 717.4 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2377C, 45-2392, 45-2504 & 45-2605.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 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 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