

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 72-02149F

NAME AND ADDRESS: KATHY SUE SMITH  
KAY M ELSETHAGEN  
SALLY FOSS  
TAMMY EICHNER  
5621 E AMITY  
NAMPA, ID 83687

SOURCE: CHALLIS CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 66.67 AFY

PRIORITY DATE: 06/03/1958

POINT OF DIVERSION: T14N R17E S23 SWSWSW Within Custer County  
R19E S07 LOT 10 (SWNNWNW) (Rediversion)  
S28 NWNWNW (Rediversion)

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE          | PERIOD OF USE  | QUANTITY  |
|----------------------------|-------------------------|----------------|-----------|
|                            | Irrigation Storage      | 01-01 TO 12-31 | 66.67 AFY |
|                            | Irrigation from Storage | 04-01 TO 10-31 | 66.67 AFY |

PLACE OF USE: Irrigation Storage Within Custer County  
T14N R17E S23 SWSW  
Irrigation from Storage Within Custer County  
T14N R19E S21 SESW 37.0  
37.0 Acres Total

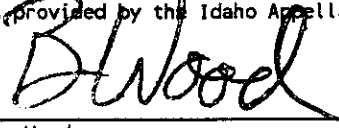
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF  
WATER DISTRICT 72-C.

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.

  
Barry Wood  
Administrative District Judge  
Presiding Judge of the  
Snake River Basin Adjudication