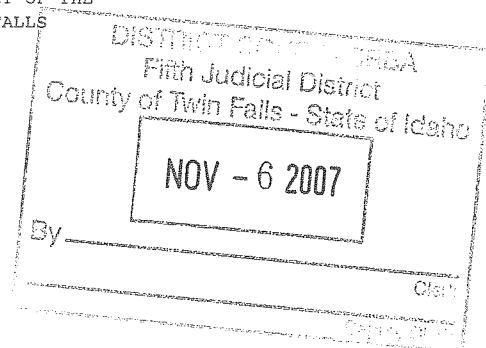


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
_____)

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

Water Right 78-12115



NAME AND ADDRESS: SHINGLE CREEK LLC
PO BOX 1160
RIGGINS, ID 83549

SOURCE: BRIDGE CREEK TRIBUTARY: WEST FORK RAPID RIVER
DEEP CREEK TRIBUTARY: WEST FORK RAPID RIVER
DOG CREEK TRIBUTARY: WEST FORK RAPID RIVER
HANSON CREEK TRIBUTARY: WEST FORK RAPID RIVER
MC CREA CREEK TRIBUTARY: WEST FORK RAPID RIVER
MILL CREEK TRIBUTARY: WEST FORK RAPID RIVER

QUANTITY: 0.02 CFS

This right shall be used in conjunction with right no. 78-10650,
78-10651, 78-10652, 78-10653, 78-10655 and is limited to a total
combined diversion rate of .02 cfs and a total quantity of
13,000 gallons per day.

PRIORITY DATE: 05/09/1906

POINT OF DIVERSION:	T22N R02W S10	NWNE	(Instream Beginning Point) Within Adams County
	S11	NWNE	(Instream Ending Point)
	T23N R01W S18	NWNW	(Instream Beginning Point) Within Idaho County
	S19	SESE	(Instream Beginning Point)
	S28	SWNE	(Instream Ending Point)
	S29	NESW	(Instream Beginning Point)
		SWSE	(Instream Ending Point)
		SENE	(Instream Ending Point)
		SESW	(Instream Ending Point)
	R02W S25	SWNE	(Instream Beginning Point)
	S35	NENW	(Instream Beginning Point)
	S36	SESE	(Instream Ending Point)

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	06-01 TO 10-31	0.02 CFS

PLACE OF USE:	Stockwater		Within Idaho County
	T22N R02W S02	SWSW	
	S03	SWSE	SESE
			Within Adams County
	S10	NWNE	
	S11	NWNE	NENW
			Within Idaho County
		NWNW	
	T23N R01W S07	SESE	
	S08	SWSE	
	S17	NENW	NWNW
		SENE	NESW
		NWSE	SWSE
	S18	NENE	NWNE
	S19	NENW	LOT 1 (NWNW)
	S20	SESE	
		NWNE	SWNE
		SWSW	NWSE
		SWSE	SESE
	S28	SWNE	NENW
		NWNW	SENE

PLACE OF USE (continued)

S29	NENE	NWNE
	SWNE	SENE
	NENW	NWNW
	NESW	NWSW
	SWSW	SESW
	NWSE	SWSE
S30	SWNE	SENE
LOT 2	(SWNW)	SENE
	NESE	
R02W S25	SWNE	SENE
S26	SESW	SWSE
S35	NENE	NENW
S36	NWNW	SWNW
	SENE	NESW
	NWSE	SWSE
	SESE	

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

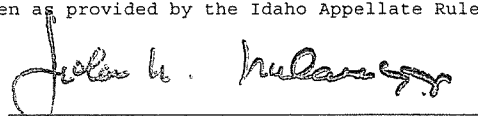
The operation, use and administration of this water right is also subject to the terms and conditions of the stipulation and joint motion for order approving stipulation entered into on August 29 2002 between the United States of America and Willis DeVeney, Betty DeVeney and Shingle Creek LLC, filed in the office of the Idaho County Recorder and recorded on October 31, 2002 as Instrument No. 425169; the conditions of such stipulation to apply fully to this water right.

The quantity of water decreed for this water right 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.



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