

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
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 25-07578

NAME AND ADDRESS: COMORE LOMA WATER CORP
3920 E SUNNYSIDE
IDAHO FALLS, ID 83406

SOURCE: GROUND WATER

QUANTITY: 0.30 CFS
37.20 AFY

PRIORITY DATE: 08/29/1990

POINT OF DIVERSION: T01N R38E S01 LOT 1 (NENE) Within Bonneville County
NESE
NWSE
NESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic	01-01 TO 12-31	0.30 CFS 37.20 AFY

PLACE OF USE:	Domestic	Within Bonneville County
	T01N R38E S12	NENE SENE NESW SESW NESE NWSE SWSE
	R39E S06	NENE NWNE SWNE SENE NENW NWNW SNNW SENW NESW NWSW SWSW SESW NESE NWSE SWSE SESE
	S07	NENE NENW NWNW SNNW SENW

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

The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference. Two points of diversion are located within NESE, S01, T01N, R38E. Rights 25-07040, 25-07042, and 25-07161 are also diverted through the points of diversion described above. Places of use are located within Lots 1, 3, 4, Blk. 1; Lots 1, 2, 7, Blk. 2; Lots 2, 3, 6, Blk. 3; Lots 2, 4, 5, 8, 11, 12, 16, Blk. 4; Lots 1, 3, 6, Blk. 5; Lot 6, Blk. 7; Lots 3-6, 9, 11, 12, Blk. 8; Lot 4, Blk. 9; Lots 1-3, Blk. 10; Comore Loma Subdivision. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.

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

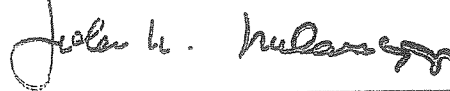
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

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