

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)
_____) Water Right 74-02339A

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

NAME AND ADDRESS: DAVID R TOMCHAK
 MARI TOMCHAK
 305 BARLOW DR
 IDAHO FALLS, ID 83401

SOURCE: EVERSON CREEK TRIBUTARY: STROUD CREEK

QUANTITY: 1.00 CFS
 24.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 74-2261A IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 24 AF.

PRIORITY DATE: 12/21/1941

POINT OF DIVERSION: T15N R24E S01 SENE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.00 CFS
	Irrigation Storage	01-01 TO 12-31	24.00 AFY
	Irrigation from Storage	03-15 TO 11-15	24.00 AFY

PLACE OF USE: Irrigation Within Lemhi County
 T15N R25E S06 LOT 3 (NENW) 1.0 LOT 5 (SWNW)24.0
 SENW 40.0
 65.0 Acres Total

Irrigation from Storage Within Lemhi County
Same as Irrigation

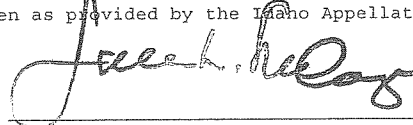
USE OF THIS RIGHT WITH RIGHT NO. 74-2261A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 65.0 ACRES IN A SINGLE
IRRIGATION SEASON.

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