

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 74-00674

NAME AND ADDRESS:         A LEROY BIRD  
                              PHOEBE BIRD  
                              PO BOX 27  
                              TENDON, ID 83468

SOURCE:                     MC DEVITT CREEK    TRIBUTARY: LEMHI RIVER

QUANTITY:                  1.06   CFS

PRIORITY DATE:            10/02/1913

POINT OF DIVERSION:       T19N R23E S36                NESW    Within Lemhi County

PURPOSE AND

| PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY   |
|----------------|----------------|----------------|------------|
|                | Irrigation     | 04-15 TO 10-15 | 1.06   CFS |

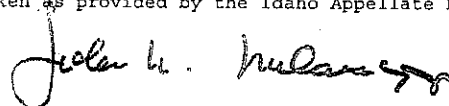
|               |                    |           |                     |
|---------------|--------------------|-----------|---------------------|
| PLACE OF USE: | Irrigation         |           | Within Lemhi County |
|               | T19N R23E S36      | NESE 32.0 | NWSE 21.0           |
|               | 53.0   Acres Total |           |                     |

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