2007 JUL 09 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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 74-00606B |

NAME AND ADDRESS: JOSEPH L TONSMEIRE
PO BOX 871
SALMON, ID 83467

FRANCES B TONSMEIRE
PO BOX 72
LEMHI, ID 83465

SOURCE: SPRINGS TRIBUTARY: LEMHI RIVER

QUANTITY: 0.90 CFS

PRIORITY DATE: 06/01/1868

POINT OF DIVERSION: T21N R23E S19 SESW Within Lemhi County
LOT 3 (NWSW )
LOT 2 (SWNW )
S30 NENW

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| Irrigation | 03-15 TO 11-15 | 0.90 CFS |

PLACE OF USE: Irrigation Within Lemhi County
T21N R22E S24 SENE 20.0
R23E S19 LOT 3 (NWSW) 10.0 LOT 4 (SWSW) 9.2
S30 LOT 1 (NWNW) 5.5
44.7 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