

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 74-00117B

NAME AND ADDRESS: F JAMES WHITTAKER  
PAULA J WHITTAKER  
PO BOX 240  
LEADORE, ID 83464

SOURCE: TEXAS CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 2.59 CFS

PRIORITY DATE: 05/14/1920

POINT OF DIVERSION: T14N R26E S11 NWSE Within Lemhi County

PURPOSE AND  
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY  
Irrigation 03-15 TO 11-15 2.59 CFS

PLACE OF USE: Irrigation Within Lemhi County  
T14N R26E S02 LOT 3 (NENW)26.0 LOT 4 (NWNW)24.0  
SWNW 30.0 SENW 28.0  
NESW 31.0 NWSW 26.0  
SWSW 1.0 SESW 24.0  
S11 NENW 2.0  
192.0 Acres Total

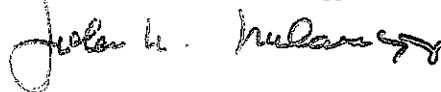
USE OF THIS RIGHT WITH RIGHT NO. 74-73B IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 191.4 ACRES IN A SINGLE  
IRRIGATION SEASON.

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