

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

FEB 16 2007

By _____ Clerk
Deputy Clerk

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 63-31953

NAME AND ADDRESS: WILMA M THORNTON
2800 S TEN MILE
KUNA, ID 83634

LAVAR K THORNTON
2800 S TEN MILE RD
KUNA, ID 83634

LAYNE THORNTON
LORI THORNTON
3224 SWAN FALLS RD
KUNA, ID 83634

SOURCE: GROUND WATER

QUANTITY: 1.33 CFS
315.00 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-2986, 63-31951 and 63-31953 shall not exceed 5.62 cfs, nor a total combined annual volume of 1327.5 af and the irrigation of 296 acres within the place of use described below.

PRIORITY DATE: 10/01/1971

POINT OF DIVERSION: T01N R01E S03 LOT 1 (NENENE) Within Ada County
SENSE

Rights 63-2986, 63-31950, 63-31951 and 63-31952 are also diverted through the points of diversion described above.

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.33 CFS
			315.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:	Irrigation	Within Ada County
T01N R01E S02	SENW 40.0	NESW 40.0
	SWSW 23.0	SESW 33.0
S03	NENE 40.0	NWNE 40.0
	SWNE 40.0	SENE 40.0
	NESW 36.0	NWSW 20.0
	NESE 40.0	NWSE 40.0
	SESE 14.0	
	446.0 Acres Total	

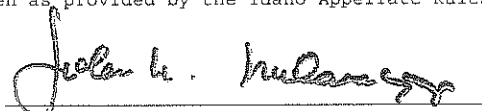
This right is limited to the irrigation of 70 acres within the place of use described above in a single irrigation season.

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