

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 63-08258

NAME AND ADDRESS:       L ALAN SMITH  
                              3135 OSPREY RD  
                              EAGLE, ID 83616

SOURCE:                   GROUND WATER

QUANTITY:                0.20 CFS  
                              46.20 AFY

USE OF THIS RIGHT WITH RIGHT NO. 63-03018 IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 0.20 CFS.

PRIORITY DATE:       01/29/1976

POINT OF DIVERSION:   T05N R01E S32       SESW   Within Ada County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY              |
|-------------------------------|----------------|----------------|-----------------------|
|                               | Irrigation     | 04-15 TO 10-30 | 0.20 CFS<br>45.00 AFY |
|                               | Domestic       | 01-01 TO 12-31 | 0.04 CFS<br>1.20 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 15 AND AFTER OCTOBER 30 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.  
Domestic use is for 1 home.

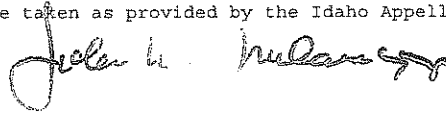
|               |                  |           |                   |
|---------------|------------------|-----------|-------------------|
| PLACE OF USE: | Irrigation       |           | Within Ada County |
|               | T05N R01E S32    | SESW 10.0 |                   |
|               | 10.0 Acres Total |           |                   |
|               | Domestic         |           | Within Ada County |
|               | T05N R01E S32    | SESW      |                   |

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.



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John M. Melanson  
Presiding Judge of the  
Snake River Basin Adjudication