

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 63-04116

NAME AND ADDRESS: STEPHEN E SPENCER
 2900 SHAW MOUNTAIN RD
 BOISE, ID 83712

SOURCE: GROUND WATER

QUANTITY: 0.24 CFS
 40.50 AFY

Use of this right with Right No.63-2572 is limited to a total
combined diversion rate of .18 cfs.
The quantity of water under this right for domestic and
stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1961

POINT OF DIVERSION: T03N R02E S12 NENW Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.18 CFS
			40.50 AFY
	Stockwater	01-01 TO 12-31	0.02 CFS
	Domestic	01-01 TO 12-31	0.04 CFS

Domestic use is for 1 home.
Stockwater use is for 20 horses.

PLACE OF USE: Irrigation Within Ada County
 T03N R02E S12 NWNE 3.0 NENW 6.0
 NENW 9.0
 18.0 Acres Total

Stockwater Within Ada County
 T03N R02E S01 SESW
 S12 NWNE NENW

Domestic Within Ada County
 Same as Irrigation

USE OF THIS RIGHT WITH RIGHT NO. 63-2572 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 9.0 ACRES IN A SINGLE
IRRIGATION SEASON.

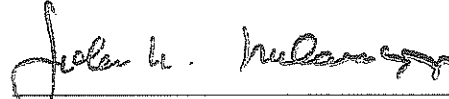
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for domestic
use and stockwater use is not a determination of historical
beneficial use.

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