

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 77-07013

NAME AND ADDRESS: KATHLEEN POSTON
 BOX 1558
 MCCALL, ID 83638

SOURCE: FIVEMILE CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 8.08 CFS
 5797.90 AFY

PRIORITY DATE: 07/22/1969

The appropriator shall exercise this right in a manner that recognizes the historic practice that the use of water for power generation is incidental to the rights of others to the use of water for other purposes. The appropriator shall not make a delivery call for hydropower generation except as against junior hydropower rights.

POINT OF DIVERSION: T24N R08E S22 NWNW Within Idaho County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 10-31	0.02 CFS 4.50 AFY
	Stockwater	01-01 TO 12-31	0.02 CFS 1.00 AFY
	Power	01-01 TO 12-31	8.00 CFS 5791.80 AFY
	Domestic	01-01 TO 12-31	0.02 CFS 0.60 AFY

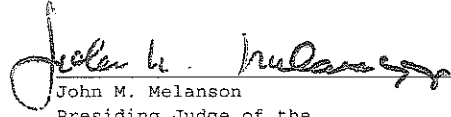
PLACE OF USE:	Irrigation		Within Idaho County
	T24N R08E S22	NWNW 1.0	
	1.0 Acres Total		
	Stockwater		Within Idaho County
	T24N R08E S22	NWNW	
	Power		Within Idaho County
	T24N R08E S22	NWNW	
	Domestic		Within Idaho County
	T24N R08E S22	NWNW	

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