

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 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 35-04088

1997 OCT 31 AM 9:45  
DISTRICT COURT-SRBA  
TWIN FALLS, IDAHO  
FILED \_\_\_\_\_

NAME & ADDRESS: MELVA HARRIELL  
EVERETT HARRIELL  
771 N 35 W  
IDAHO FALLS ID 83402

SOURCE: GROUNDWATER

QUANTITY: 0.13 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

PRIORITY DATE: 04/06/1944

POINT OF DIVERSION: T02N R37E S15 NWSW Within BONNEVILLE County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE   | PERIOD OF USE | QUANTITY |
|-------------------------------|------------------|---------------|----------|
|                               | STOCKWATER       | 01-01 12-31   | 0.05 CFS |
|                               | DOMESTIC 2 HOMES | 01-01 12-31   | 0.08 CFS |

|               |               |                          |
|---------------|---------------|--------------------------|
| PLACE OF USE: | STOCKWATER    | Within BONNEVILLE County |
|               | T02N R37E S16 | NESE                     |
|               | DOMESTIC      | Within BONNEVILLE County |
|               | T02N R37E S15 | NWSW                     |
|               | S16           | NESE                     |

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED: OCT 31 1997

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

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.

DATED: OCT 31 1997

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)  
Water Right 35-04088

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