2005 SEP 30 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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 25-04010

NAME AND ADDRESS: CITY OF RIGBY
158 W FREMONT AVE
RIGBY, ID 83442

SOURCE: GROUND WATER

QUANTITY: 1.45 CFS

The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
The right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

PRIORITY DATE: 12/31/1920

POINT OF DIVERSION: T04N R39E S18 NWSESW Within Jefferson County
LOT 2 (SWNW)

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Municipal	01-01 TO 12-31	1.45 CFS

PLACE OF USE: Municipal — Within Jefferson County

T04N R38E	S01	NESE		NWSE
		SWSE		SESE
	S12	NENE		NWNE
		SWNE		SENE
		NESE		NWSE
		SWSE		SESE
	S13	NENE		NWNE
		SWNE		SENE
		NENW		NWNW
		SWNW		SENW
		NESW		NWSW
		SWSW		SESW
		NESE		NWSE
		SWSE		SESE
	S24	NENE		NWNE
		SWNE		SENE
		NENW		NWNW
		SWNW		SENW
		NESW		NWSW
		SWSW		SESW
		NESE		NWSE
		SWSE		SESE
R39E	S06	NESW	LOT 7	(SWSW)
		SESW		NWSE
		SWSE		
	S07	NENE		NWNE
		SWNE		SENE
		NENW	LOT 1	(NWNW)
	LOT 2	(SWNW)		SENW
		NESW	LOT 3	(NWSW)
	LOT 4	(SWSW)		SESW
		NESE		NWSE

PLACE OF USE (continued)

		SWSE		SESE
S08		SENE		NWNW
		SWNW		NESW
		NWSW		SWSW
		SESW		NESE
		NWSE		SWSE
		SESE		
S17		NENE		NWNE
		SWNE		SENE
		NENW		NWNW
		SWNW		SENW
		NESW		NWSW
		SWSW		SESW
		NESE		NWSE
		SWSE		SESE
S18		NENE		NWNE
		SWNE		SENE
		NENW	LOT 1	(NWNW)
	LOT 2	(SWNW)		SENW
		NESW	LOT 3	(NWSW)
	LOT 4	(SWSW)		SESW
		NESE		NWSE
		SWSE		SESE
S19		NENE		NWNE
		SWNE		SENE
		NENW	LOT 1	(NWNW)
	LOT 2	(SWNW)		SENW
		NESW	LOT 3	(NWSW)
	LOT 4	(SWSW)		SESW
		NESE		NWSE
		SWSE		SESE
S20		NENE		NWNE
		SWNE		SENE
		NENW		NWNW
		SWNW		SENW
		NESW		NWSW
		SWSW		SESW
		NESE		NWSE
		SWSE		SESE

Place of use is within the service area of the City of Rigby municipal water supply system as provided for under Idaho Law.

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