

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 25-00235

NAME AND ADDRESS: DUWAYNE SKAAR
JUSTIN SKAAR
421 N 3200 E
LEWISVILLE, ID 83431

SOURCE: EMIGRANT CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 3.28 CFS

PRIORITY DATE: 06/01/1896

In times of scarcity, this right shall be subordinate to all surface water rights diverted from the Snake River and its tributaries, with a priority date earlier than December 16, 1910, as adjudicated by the court in Rexburg Irrigation Company, et al. v. Teton Irrigation Canal Company, et al. (Sixth Judicial District, Fremont County, December 16, 1910), commonly known as the Rexburg Decree.

POINT OF DIVERSION: T05N R38E S19 LOT 4 (SWSWSW) Within Jefferson County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.28 CFS

PLACE OF USE:	Irrigation	Within Jefferson County
	T05N R37E S26 LOT 5 (NESW) 14.0	LOT 3 (NESW) 4.8
	LOT 8 (SESW) 5.2	LOT 4 (SESW) 2.9
	NESE 39.0	LOT 3 (NWSE) 40.0
	LOT 4 (SWSE) 40.0	SESE 37.0
	S35 NENE 36.0	NWNE 40.0
	SWNE 37.0	SENE 35.0
	LOT 1 (NENW) 26.0	SENE 18.0
	374.9 Acres Total	

Use of the rights listed below is limited to the irrigation of a combined total of 374.9 acres in a single irrigation season. Combined Right Nos.: 25-234, 25-235, and 25-236.

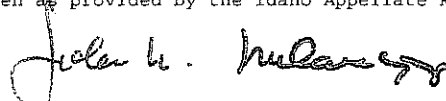
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Rights have also been claimed to water from Basin 01 for the same purpose of use at the same place of use described above, which will be included in a Directors Report to be filed at a later date. Any water rights recommended in the Basin 01 report for the same purpose of use at the same place of use described above will contain combined use limitations for this right and the Basin 01 rights.

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.

A handwritten signature in dark ink, appearing to read "John M. Melanson", is written over a horizontal line.

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