

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 25-02142

NAME AND ADDRESS: CITY OF IDAHO FALLS
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS, ID 83405

SOURCE: GROUND WATER

QUANTITY: 50.20 CFS
20200.00 AFY

The total instantaneous diversion of water from all points of
diversion under Rights 25-2142, 25-7058, and 35-3020 shall not
exceed 56.34 cfs.
Use of this right with Right No. 35-3020 is limited to a total
combined diversion rate of 50.2 cfs and to a total combined
annual diversion volume of 20,200 AF.

PRIORITY DATE: 04/08/1963

POINT OF DIVERSION: T02N R37E S13 NWNWSW Within Bonneville County
S24 NESENE
R38E S16 SESWSE
S17 NESENE
SESENE
NWSWSW
S18 LOT 3 (NWNWSW)
S20 SESENE
S30 SWNENW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	50.20 CFS 20200.00 AFY

PLACE OF USE:	Municipal	Within Bonneville County
	T01N R37E S01	SWNE SENE
	LOT 3 (NENW)	LOT 4 (NWNW)
	SWNW SENW	
	NWSW SWSW	
	NESE NWSE	
	SWSE SESE	
	S02 LOT 1 (NENE)	LOT 2 (NWNE)
	SWNE SENE	
	NESW NESE	
	NWSE SWSE	
	S11 NENE	SENE
	S12 NWNW	SWNW
	R38E S04 LOT 1 (NENE)	LOT 2 (NWNE)
	SWNE SENE	
	NESE NWSE	
	SWSE SESE	
	S06 LOT 2 (NWNE)	LOT 3 (NENW)
	SWNW	
	S09 NENE	NWNE
	T02N R37E S01	LOT 6 (NWSW)
	SENE	LOT 6 (SWSW)
	NWSW	SESW
	SWSW	

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

		NESE		
S02		NESE		SESE
S11		NENE		NWNE
		SWNE		SENE
		SENW		NESW
		NWSW		SWSW
		SESW		NESE
		NWSE		SWSE
		SESE		
S12	LOT 11	(SWNE)	LOT 10	(SWNE)
	LOT 2	(SWNE)		SENE
		NENW	LOT 8	(NENW)
	LOT 9	(NENW)	LOT 8	(NWNW)
		SWNW	LOT 7	(SENW)
	LOT 11	(SENW)		SENW
	LOT 13	(NESW)	LOT 12	(NESW)
	LOT 6	(NESW)		NWSW
		SWSW	LOT 5	(SESW)
	LOT 14	(SESW)	LOT 15	(SESW)
	LOT 13	(SESW)		NESE
	LOT 12	(NWSE)	LOT 3	(NWSE)
	LOT 13	(NWSE)	LOT 13	(NWSE)
		NWSE	LOT 14	(SWSE)
	LOT 15	(SWSE)	LOT 4	(SWSE)
		SWSE		SESE
S13		NENE	LOT 1	(NENE)
	LOT 7	(NWNE)		NWNE
	LOT 1	(NWNE)		NWNE
	LOT 6	(SWNE)		SWNE
		SWNE	LOT 2	(SENE)
		SENE		SENE
		NENW		NWNW
		SWNW		SENW
		NESW		NWSW
		SWSW		SESW
		NESE	LOT 3	(NESE)
	LOT 8	(NESE)		NESE
	LOT 5	(NESE)		NESE
	LOT 5	(NWSE)		NWSE
		SWSE	LOT 4	(SESE)
		SESE		
S14		NENE		NWNE
		SWNE		SENE
		NENW		NWNW
		SWNW		SENW
		NESW		NWSW
		SWSW		SESW
		NESE		NWSE
		SWSE		SESE
S15		NENE		NWNE
		SWNE		SENE
		NESE		NWSE
		SWSE		SESE
S22		NENE		NWNE
		SWNE		SENE
		SENW		NESE
		NWSE		SWSE
		SESE		
S23		NENE		NWNE
		SWNE		SENE
		NENW		NWNW
		SWNW		SENW
		NESW		NWSW
		SWSW		SESW

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

	NESE	NWSE
	SWSE	SESE
S24 LOT 7	(NENE)	LOT 1 (NENE)
	NWNE	SWNE
LOT 7	(SENE)	LOT 2 (SENE)
	SENE	NENW
	NWNW	SWNW
	SENE	NESW
	NWSW	SESW
LOT 6	(NESE)	NESE
LOT 3	(NESE)	NWSE
LOT 3	(NWSE)	SWSE
LOT 4	(SWSE)	LOT 8 (SWSE)
	SESE	LOT 5 (SESE)
S25 LOT 1	(NENE)	NWNE
LOT 8	(NWNE)	LOT 1 (NWNE)
LOT 11	(NWNE)	LOT 9 (NWNE)
LOT 10	(NWNE)	LOT 13 (NWNE)
LOT 7	(NWNE)	LOT 12 (NWNE)
LOT 14	(NWNE)	LOT 2 (SWNE)
LOT 14	(SWNE)	SWNE
	SENE	LOT 7 (NENW)
LOT 14	(SENE)	SENE
LOT 6	(SENE)	LOT 16 (NESW)
LOT 4	(NESW)	LOT 15 (NESW)
LOT 14	(NESW)	NESW
LOT 5	(NWSW)	NWSW
LOT 18	(SWSW)	LOT 17 (SWSW)
LOT 4	(SWSW)	LOT 19 (SWSW)
LOT 5	(SWSW)	LOT 17 (SESW)
LOT 4	(SESW)	LOT 16 (SESW)
	SESW	NESE
LOT 3	(NWSE)	LOT 14 (NWSE)
	SWSE	SESE
LOT 1	(SESE)	
S26	NWNE	NENW
	NWNW	SWNW
	SENE	NESW
	NWSW	SWSW
	NESE	
S27	NENE	SESE
S35 LOT 1	(NENE)	LOT 2 (SWNE)
	SWNE	SENE
LOT 1	(SENE)	SENE
LOT 3	(SENE)	NENW
	SESW	NESW
	NWSE	NESE
	SESE	SWSE
S36	NENE	NWNE
	NENW	LOT 1 (NWNW)
	SWNW	NWSW
	SWSW	SESW
R38E S05	SESW	
S06	SWNE	LOT 3 (NENW)
LOT 4	(NWNW)	SENE
	NWSE	SWSE
S07	NWNE	SWNE
	SENE	LOT 2 (SWNW)
	SENE	NESW
LOT 3	(NWSW)	LOT 4 (SWSW)
	SESW	NESE
	NWSE	SWSE
	SESE	
S08	NWNE	SWNE

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

	NENW	SWNW
	SENW	NESW
	NWSW	SWSW
	SESW	NESE
	NWSE	SWSE
	SESE	
S09	SWSW	SESW
	SWSE	
S15	NWNW	SWNW
	SENW	NESW
	NWSW	SWSW
S16	NENE	NWNE
	SWNE	SENE
	NENW	NWNW
	SWNW	SENW
	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	(NWNW)
LOT 2	(SWNW)	SENW
	NESW	(NWSW)
LOT 4	(SWSW)	SESW
	NESE	NWSE
	SWSE	SESE
S19	NENE	NWNE
	SWNE	SENE
	NENW	(NWNW)
LOT 2	(SWNW)	SENW
	NESW	(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
S21	NENE	NWNE
	SWNE	SENE
	NENW	NWNW
	SWNW	SENW
	NESW	NWSW
	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
S22	NWNW	NWSW
	SWSW	
S28	NENE	NWNE
	SWNE	SENE
	NENW	NWNW

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

	S29	SWNW	SESW
		NESW	NWSW
		SWSW	SESW
		NESE	NWSE
		SWSE	SESE
		NENE	NWNE
		SWNE	SENE
		NENW	NWNW
		SWNW	SESW
		NESW	NWSW
		SWSW	SESW
		NESE	NWSE
		SWSE	SESE
	S30	NENE	NWNE
		SWNE	SENE
		NENW	NWNW
	LOT 2	(SWNW)	SESW
		NESW	NWSW
	LOT 4	(SWSW)	SESW
		NESE	NWSE
		SWSE	SESE
	S31	NENE	NWNE
		SWNE	SENE
		NENW	NWNW
	LOT 2	(SWNW)	SESW
		NESW	NWSW
	LOT 4	(SWSW)	SESW
		NESE	NWSE
		SWSE	SESE
	S32	NENE	NWNE
		SWNE	SENE
		NENW	NWNW
		SWNW	SESW
		NESW	NWSW
	S33	NENE	NWNE
		SWNE	SENE
		NENW	NWNW
		SWNW	SESW
		NESE	NWSE
		SWSE	SESE
	T03N R37E S36	SENE	
	R38E S31	NWNE	SWNE
		SENE	NENW
	LOT 1	(NWNW)	SESW
		SESW	NESW
	LOT 3	(NWSW)	SESW
		SESW	

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

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

Diversion and use of water under this right from the additional well authorized under Transfer 71015 located in SESENE Sec. 17 T2N R38E shall be subordinate to all ground water rights existing within the immediate area prior to September 27, 2004 upon determination of injury due to local well interference. This right retains its priority date of 4/8/1963 relative to all other actions to distribute water.

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

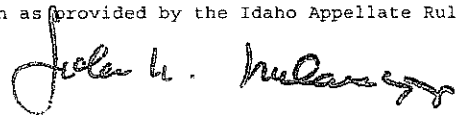
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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