

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 85-07396

NAME AND ADDRESS:           TAMMANY SCHOOL DISTRICT # 343  
                                  6800 TAMMANY CREEK RD  
                                  LEWISTON, ID 83501

SOURCE:                       GROUND WATER

QUANTITY:                    0.26 CFS  
                                 13.30 AFY

PRIORITY DATE:              07/13/1983

POINT OF DIVERSION:       T35N R05W S23           NESESW Within Nez Perce County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 03-01 TO 12-01 | 0.06 CFS |
|                               |                |                | 9.00 AFY |
|                               | Domestic       | 01-01 TO 12-31 | 0.20 CFS |
|                               |                |                | 4.30 AFY |

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS  
EARLY AS FEBRUARY 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE  
NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 1 UNDER THIS REMARK  
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY  
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE  
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

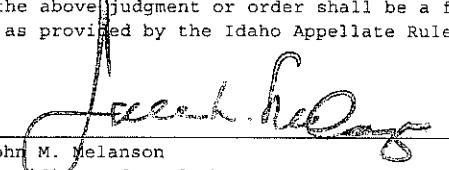
PLACE OF USE:               Irrigation                               Within Nez Perce County  
                                  T35N R05W S23           SESW 2.0  
                                  2.0 Acres Total  
  
                                  Domestic                               Within Nez Perce County  
                                  Same as Irrigation

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