

IN THE DISIRICI 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 84-04163

NAME AND ADDRESS: CHESIER SPENCER  
PO BOX 1487  
OROFINO ID 83544

SOURCE: OROFINO CREEK TRIBUTARY: CLEARWATER RIVER

QUANTITY: 0.07 CFS

The quantity of water for domestic under this right shall not  
exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1937

POINT OF DIVERSION: I36N R02E S09 SENENW Within Clearwater County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 03-15 TO 11-15 | 0.03 CFS |
|                               | Domestic       | 01-01 TO 12-31 | 0.04 CFS |

PLACE OF USE: Irrigation Within Clearwater County  
I36N R02E S09 NWNE 0.5 NENW 0.5  
1.0 Acres Total

Domestic Within Clearwater County  
I36N R02E S09 NENW

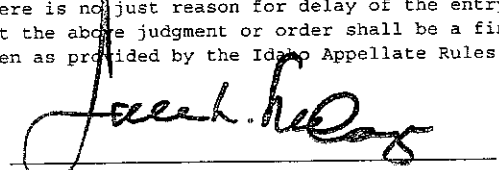
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for domestic  
use is not a determination of historical beneficial use.

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