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PLACE OF USE (continued)

	LOT 9	(SESW)		
S28	LOT 1	(NESE)	LOT 6	(SWSE)
	LOT 7	(SESE)		
S33	LOT 1	(NWNW)	LOT 3	(SESW)
	LOT 4	(NESW)	LOT 5	(NESE)
	LOT 6	(NWSE)	LOT 10	(SWSE)
	LOT 11	(SESE)		
R08E S01		NWNE		NENW
		SWNW		SESW
S02		SENE		NESW
		NWSW		SESW
		NESE		NWSE
S03		NESW		NWSW
		NESE		NWSE
S04		NESW		NWSW
		SWSW		SESW
		NESE		NWSE
		SWSE		SESE
S05		SWNE		SESW
		NESW		NWSW
		SWSW		NESE
		NWSE		SESE
S06		NESW		NWSW
		NESE		NWSE
		SWSE		SESE
T34N R08E S24		SESE		
S25		NENE		SENE
		NESE		NWSE
		SWSE		
S36		NWNE		SWNE
		NWSE		SWSE
R09E S04		NWNW		
S05		NENE		SWNE
		SENE		SESW
		NWSE		SWSE
S07		SESE		
S08		NENW		NWNW
		SWNW		NWSW
		SWSW		
S18		NENE		NWNE
		SWNE		SESW
		NESW		SWSW
		SESW		NWSE
S19		NWNW		SWNW
		NWSW		SWSW
S30		NWNW		
T35N R09E S27		SESW		SWSE
		SESE		
S33		NWNE		SWNE
		SENE		NENW
		SESW		NESW
		NWSW		SWSW
		SESW		
S34		NENE		NWNE
		NENW		NWNW
		SWNW		

The place of use of this minimum stream flow is within the reach of the points of diversion described above.

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

Specifically, because of the generalization inherent within the application of the Tennant method, the director retains

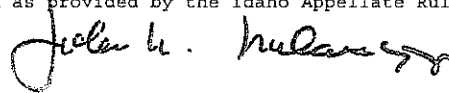
OTHER PROVISIONS (continued)

jurisdiction, as described herein, to review and amend any and all parameters of this right. The Board, upon receiving a request, or upon its own initiative, may petition the director for an amendment to the right. The petition must set forth any significant change in circumstances and evidence of the public interest supporting the proposed amendment. The director will notify the general public and specific persons or known interested parties of the proposed change, and conduct a hearing for the purpose of determining whether the right should be amended in the public interest. The burden of proof at the hearing shall be upon the persons or parties seeking the amendment to establish that the amendment of the right would be in the public interest. An amendment cannot increase the flow rate.

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