

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 45-07507

NAME AND ADDRESS: BRUCE C NEWCOMB
BOX 757
BURLEY, ID 83318

SOURCE: GROUND WATER

Right holder shall comply with the drilling permit requirements
of Section 42-235, Idaho Code and applicable Well Construction
Rules of the Department.

QUANTITY: 1.93 CFS
856.00 AFY

The right holder shall measure and annually report diversions of
water and/or other pertinent hydrologic and system information
as required by Section 42-701, Idaho Code.
Prior to the diversion and use of water under Transfer approval
70962, the right holder shall install and maintain acceptable
measuring device(s), including data logger(s), at the authorized
point(s) of diversion and in accordance with Department
specifications, or shall obtain an approved variance from the
Department to determine the amount of water diverted from power
records or to maintain an existing measuring device.
This right when combined with all other rights shall provide no
more than 0.02 cfs per acre nor more than 4.0 afa per acre at
the field headgate for irrigation of the lands above.
The total instantaneous diversion of water from all points of
diversion under Rights 45-7083, 45-7184, and 45-7507 shall not
exceed 9.84 cfs, nor a total combined annual volume of 2456.4
af.

PRIORITY DATE: 06/16/1982

POINT OF DIVERSION: T10S R2SE S03 NWSWN Within Cassia County
S04 NESWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		03-15 TO 11-15	1.93 CFS 856.00 AFY

PLACE OF USE:	Irrigation	Within Cassia County
	T10S R2SE S03 LOT 3	(NENW) 6.5 LOT 4 (NWNW) 36.0
		SWNW 40.0 SENW 16.0
		NESW 1.7 NWSW 21.0
	S04 LOT 1	(NENE) 31.0 LOT 2 (NWNE) 18.9
		SWNE 29.9 SENE 40.0
	LOT 3	(NENW) 40.0 LOT 4 (NWNW) 18.0
		SWNW 26.0 SENW 40.0
		NESW 14.0 NWSW 2.5
		SWSW 28.0 SESW 38.0
		NESE 16.0 NWSE 2.3
		SWSE 8.1
	S09	NWNE 14.0 SWNE 0.2
		NENW 40.0 NWNW 36.0
		SWNW 29.0 SENW 21.0
	614.1 Acres Total	

PLACE OF USE (continued)

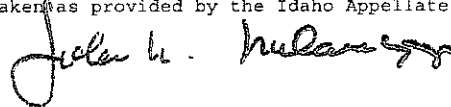
This right is limited to the irrigation of 214 acres within the place of use described above in a single irrigation season. Rights 45-7083, 45-7184, and 45-7507 when combined shall not exceed the irrigation of 614.1 acres.

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