

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 45-13468

NAME AND ADDRESS: KARLENE HARDY  
RANDY L HARDY  
1818 S 500 W  
OAKLEY, ID 83346

SOURCE: GROUND WATER

QUANTITY: 0.79 CFS

USE OF THIS RIGHT WITH RIGHT NO. 45-4205 IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 1.6 CFS AND TO A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 440 AF.

PRIORITY DATE: 04/01/1987

POINT OF DIVERSION: T13S R22E S29 SWSWNE Within Cassia County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 03-15 TO 11-15 | 0.79 CFS |

| PLACE OF USE: | Irrigation        | Within Cassia County                                                                    |
|---------------|-------------------|-----------------------------------------------------------------------------------------|
|               | T13S R22E S29     | NENE 32.0<br>NWNE 40.0<br>SWNE 40.0<br>SENE 36.0<br>NESE 24.0<br>NWSE 30.0<br>SESE 16.0 |
|               | 218.0 Acres Total |                                                                                         |

USE OF THIS RIGHT WITH RIGHT NO. 45-4205 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 218 ACRES IN A SINGLE  
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 108 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

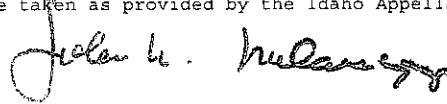
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS  
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT  
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY  
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE  
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO  
CODE.

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 45-4205 PURSUANT TO  
SECTION 42-1416B, IDAHO CODE.

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.



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John M. Melanson  
Presiding Judge of the  
Snake River Basin Adjudication