

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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 45-02746

NAME AND ADDRESS: J R SIMPLOT COMPANY
999 MAIN STREET ST STE 1300
PO BOX 27
BOISE, ID 83707

SOURCE: GROUND WATER

QUANTITY: 2.00 CFS
798.50 AFY

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO
MORE THAN .02 CFS PER ACRE NOR MORE THAN 4 AF PER ACRE FOR THE
LANDS LISTED.

PRIORITY DATE: 05/09/1966

POINT OF DIVERSION: T10S R21E S29 SESE (Rediversion) Within Cassia County
R23E S19 LOT 2 (SWNE) (Injection)
S20 SENWSW
SWNWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		04-01 TO 10-31	2.00 CFS 798.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 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 Cassia County
	T11S R20E S13	SWNE 13.0	SENE 12.0
		SWNW 30.0	SENE 31.0
		NESW 40.0	NWSW 40.0
		SWSW 32.0	SESW 39.0
		NESE 39.0	NWSE 40.0
		SWSE 32.0	SESE 32.0
			Within Twin Falls County
	S14	SWNE 8.0	SENE 27.0
		NESW 34.0	NWSW 33.0
		SWSW 32.0	SESW 32.0
		NESE 40.0	NWSE 40.0
		SWSE 32.0	SESE 32.0
	S23	NENE 33.0	NWNE 34.0
		SWNE 33.0	SENE 32.0
		NENW 33.0	NWNW 33.0
		SWNW 33.0	SENE 33.0
		NESW 34.0	NWSW 33.0
		SWSW 32.0	SESW 33.0
		NESE 33.0	NWSE 34.0
		SWSE 33.0	SESE 32.0
			Within Cassia County
	S24	NENE 32.0	NWNE 32.0
		SWNE 33.0	SENE 32.0

PLACE OF USE (continued)

	NENW 32.0	NWNW 31.0
	SWNW 32.0	SENW 33.0
	NESW 34.0	NWSW 33.0
	SWSW 32.0	SESW 33.0
	NESE 33.0	NWSE 34.0
	SWSE 33.0	SESE 32.0
S25	NENE 34.0	NWNE 34.0
	SWNE 34.0	SENE 33.0

1874.0 Acres Total

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1874 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2320, 45-2746, 45-13642, 45-13643, 45-13644, 45-13645, 01-7072. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 214.3 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

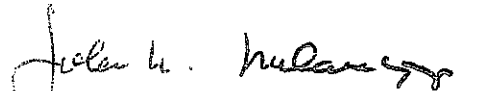
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 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