

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 45-02577

NAME AND ADDRESS: MIRIAM ALLRED SMITH
500 RIVERSIDE DR
BURLEY, ID 83318

JACKSON W ALLRED
661 S 150 E
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 3.40 CFS
1025.10 AFY

USE OF THIS RIGHT WITH RIGHT NO. 45-2577 IS LIMITED TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 3652 AF.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 16.38 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 6025 AF. COMBINED RIGHT NOS.: 45-2375C,
45-2577, 45-2653B, 45-4048.

PRIORITY DATE: 04/23/1959

POINT OF DIVERSION: T11S R23E S27 NWSE Within Cassia County
S34 SNNWNW
NWNWSW
NWSWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 09-30	3.40 CFS 1025.10 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 MAY 1 AND AFTER SEPTEMBER 30 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 R23E S27	NESW 40.0 NWSW 36.0 SWSW 32.0 SESW 40.0 NESE 6.0 NWSE 34.0 SWSE 40.0 SESE 39.0
	S34	NENE 40.0 NWNE 41.0 SWNE 41.0 SENE 40.0 NENW 41.0 NWNW 40.0 SNNW 40.0 SENW 41.0 NESW 41.0 NWSW 40.0 SWSW 39.0 SESW 40.0 NESE 40.0 NWSE 41.0 SWSE 40.0 SESE 33.0
	T12S R23E S03 LOT 4	(NWNW)41.0 SWNW 40.0 NWSW 20.0
	S04 LOT 2	(NWNE)41.0 SWNE 40.0 SENE 40.0 LOT 3 (NENW)41.0
	LOT 4	(NWNW)41.0 SWNW 40.0

PLACE OF USE (continued)

SENW 40.0	NESW 40.0
NWSW 40.0	SWSW 39.0
SESW 40.0	NESE 40.0
NWSE 40.0	SWSE 5.0

1533.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 45-2375C IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 913 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1533 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2375C, 45-2577, 45-2653B, 45-4048B. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 913 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

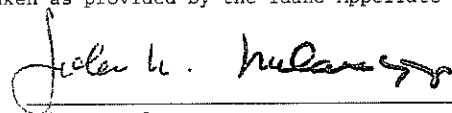
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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