2005 MAY 06 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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 45-02576

NAME AND ADDRESS: THIRD GENERATION LLC
4418 E 3300 N
MURTAUGH, ID 83344

SOURCE: GROUND WATER

QUANTITY: 5.94 CFS

USE OF THIS RIGHT WITH RIGHT NO. 45-7363 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.52 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1744 AF.

PRIORITY DATE: 04/10/1959

POINT OF DIVERSION: T11S R21E S11 SESESW Within Cassia County
NENESE

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	5.94 CFS

PLACE OF USE: Irrigation

		Within Cassia County
T11S R21E S11	NESW 40.0	NWSW 34.0
	SWSW 37.0	SESW 39.0
	NESE 38.0	NWSE 40.0
	SWSE 39.0	SESE 30.0

297.0 Acres Total

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