

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 45-02263

NAME AND ADDRESS: WHITELEY BROTHERS LLC
700 W 2000 S
OAKLEY, ID 83346

SOURCE: GROUND WATER

QUANTITY: 1.36 CFS
280.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 6.27 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 2545.8 AF. COMBINED RIGHT NOS.: 45-2263,
45-2547, 45-2656, & 45-10414.

PRIORITY DATE: 07/14/1948

POINT OF DIVERSION: T12S R22E S33 SWSWSW Within Cassia County
SWSWSE
S34 SWSWSE
T13S R22E S03 SWSWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		03-15 TO 11-15	1.36 CFS 280.00 AFY

PLACE OF USE:	Irrigation	Within Cassia County
T12S R22E S33	NENE 40.0 SWNE 37.0 NESW 40.0 SWSW 40.0 NESE 40.0 SWSE 37.0	NWNE 37.0 SENE 40.0 NWSW 40.0 SESW 40.0 NWSE 39.0 SESE 40.0
S34	NENE 38.0 SWNE 41.0 NENW 41.0 SWNW 41.0 NESW 41.0 SWSW 42.0 NESE 41.0 SWSE 40.0	NWNE 41.0 SENE 41.0 NWNW 41.0 SENW 41.0 NWSW 41.0 SESW 41.0 NWSE 41.0 SESE 40.0
T13S R22E S03 LOT 1	(NENE)40.0	LOT 2 (NWNE)41.0
	SWNE 39.0	SENE 33.0
LOT 3	(NENW)41.0	LOT 4 (NWNW)41.0
	SWNW 30.0	SENW 39.0
1426.0 Acres Total		

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 1426 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2263, 45-2547, 45-2656, & 45-10414.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 70 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

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

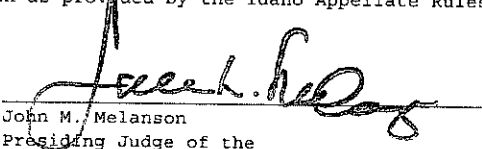
OTHER PROVISIONS (continued)

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