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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

RECEIVED

OCT 30 1998

In Re SRBA )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 65-09667

Department of Water Resources

NAME AND ADDRESS:

CLINTON H EVANS  
EILENE EVANS  
HC 76 BOX 2320  
GARDEN VALLEY, ID 83622

*Please note. our street  
address is:  
11 Elk Springs Road*

SOURCE: SPRING TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 0.12 CFS  
3.60 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

PRIORITY DATE: 06/01/1887

POINT OF DIVERSION: T10N R04E S26 SWNE Within Boise County  
NENW

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE  | QUANTITY             |
|-------------------------------|-----------------|----------------|----------------------|
|                               | Domestic 1 HOME | 01-01 TO 12-31 | 0.12 CFS<br>3.60 AFY |

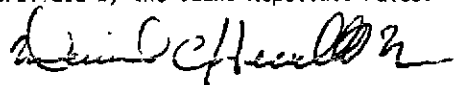
PLACE OF USE: Domestic Within Boise County  
T10N R04E S26 NENW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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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Daniel C. Hurlbutt, JR.  
Presiding Judge  
Snake River Basin Adjudication