

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 45-02351

NAME AND ADDRESS: JACKSON W ALLRED  
661 S 150 E  
BURLEY, ID 83318

MIRIAM ALLRED SMITH  
500 RIVERSIDE DR  
BURLEY, ID 83318

SOURCE: GROUND WATER

QUANTITY: 3.00 CFS  
600.00 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 16.4 CFS AND TO A TOTAL COMBINED  
ANNUAL DIVERSION VOLUME OF 6137.6 AF. COMBINED RIGHT NOS.:  
45-2390, 45-2552, 45-2351, 45-2352, 45-4011B & 45-11142.

PRIORITY DATE: 10/24/1950

POINT OF DIVERSION: T12S R22E S13 SWSWSE Within Cassia County  
S14 SWSWSE  
R23E S07 LOT 4 (SWSWSE)

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|-------------------------------|----------------|----------------|------------------------|
|                               | Irrigation     | 03-15 TO 11-15 | 3.00 CFS<br>600.00 AFY |

| PLACE OF USE:      | Irrigation  | Within Cassia County |
|--------------------|-------------|----------------------|
| T12S R22E S12      | NENE 40.0   | NWNE 41.0            |
|                    | SWNE 41.0   | SENE 40.0            |
| S13                | NENE 40.0   | NWNE 40.0            |
|                    | SWNE 41.0   | SENE 41.0            |
|                    | NENW 40.0   | NWNW 40.0            |
|                    | SWNW 41.0   | SENW 41.0            |
|                    | NESW 41.0   | NWSW 41.0            |
|                    | SWSW 40.0   | SESW 40.0            |
|                    | NESE 41.0   | NWSE 41.0            |
|                    | SWSE 40.0   | SESE 40.0            |
| S14                | NENE 40.0   | NWNE 40.0            |
|                    | SWNE 40.0   | SENE 41.0            |
|                    | NESE 41.0   | NWSE 40.0            |
|                    | SWSE 36.0   | SESE 40.0            |
| S24                | NENE 39.0   | NWNE 41.0            |
|                    | SWNE 41.0   | SENE 40.0            |
|                    | NENW 40.0   | NWNW 39.0            |
|                    | SWNW 41.0   | SENW 41.0            |
| R23E S07           | NENE 40.0   | LOT 1 (NWNE) 39.0    |
| LOT 2              | (SWNE) 40.0 | SENE 40.0            |
|                    | NESE 40.0   | LOT 3 (NWSE) 40.0    |
| LOT 4              | (SWSE) 39.0 | SESE 39.0            |
| S18                | NENE 40.0   | LOT 1 (NWNE) 39.0    |
| LOT 2              | (SWNE) 40.0 | SENE 40.0            |
|                    | NESE 40.0   | LOT 3 (NWSE) 40.0    |
| LOT 4              | (SWSE) 39.0 | SESE 28.0            |
| 2073.0 Acres Total |             |                      |

PLACE OF USE (continued)

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 2073 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 45-2390, 45-2552, 45-2351, 45-2352,  
45-4011B & 45-11142.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 1680 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 45-2390, 45-2552, 45-2351, 45-2352 &  
45-4011B.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 150 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

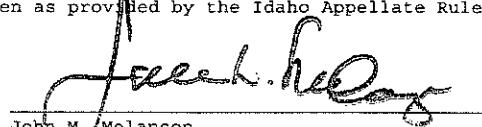
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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