2004 MAR 22 PM 02:00
DISIRICI COURI - SRBA
IWIN FALLS CO , IDAHO
FIIED _____

IN IHE DISIRICI COURI OF IHE FIFIH JUDICIAL DISIRICI OF IHE SIAIE OF IDAHO, IN AND FOR IHE COUNIY OF IWIN FALLS

In Re SRBA	)	PARIIAL DECREE PURSUANI IO
	)	I R C P. 54(b) FOR
Case No. 39576	)	
	)	Water Right 29-02548

NAME AND ADDRESS: DON C RIGBY
VIRGINIA E RIGBY
PO BOX 187
BANCROFI, ID 83217

SOURCE: GROUND WAIER

QUANIIIY: 3.12 CFS
468 00 AFY

PRIORIIY DAIE: 02/13/1967

POINI OF DIVERSION: I08S R39E S10 SENE Within Caribou County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANIIIY
Irrigation	04-15 IO 10-15	3.12 CFS
		468.00 AFY

IHE USE OF WAIER FOR IRRIGAIION UNDER IHIS RIGHI MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONIINUE IO AS LAIE AS OCIOBER 31, PROVIDED OIHER ELEMENIS OF IHE RIGHI ARE NOI EXCEEDED. IHE USE OF WAIER BEFORE APRIL 15 AND AFIER OCIOBER 15 UNDER IHIS REMARK IS SUBORDINAIE IO ALL WAIER RIGHIS HAVING NO SUBORDINAIED EARLY OR LAIE IRRIGAIION USE AND A PRIORIIY DAIE EARLIER IHAN IHE DAIE A PARIIAI DECREE IS ENIERED FOR IHIS RIGHI

PLACE OF USE: Irrigation — Within Caribou County

I08S R39E S10	NENE 39.0	NWNE 38.0
	SWNE 39.0	SENE 40.0

156.0 Acres Iotal

OIHER PROVISIONS NECESSARY FOR DEFINIIION OR ADMINISIRAIION OF IHIS WAIER RIGHI:

IHE MAXIMUM COMBINED RAIE OF DIVERSION UNDER IHIS RIGHI AND RIGHI 29-07061 SHALL NOI EXCEED 5 86 CFS.

IHIS PARIIAL DECREE IS SUBJECI IO SUCH GENERAI PROVISIONS NECESSARY FOR IHE DEFINIIION OF IHE RIGHIS OR FOR IHE EFFICIENI ADMINISIRAIION OF IHE WAIER RIGHIS AS MAY BE UlIIMAIELY DEIERMINED BY IHE COURI AI A POINI IN IIME NO LAIER IHAN IHE ENIRY OF A FINAL UNIFIED DECREE. I.C. SECIION 42-1412(6).

RULE 54(b) CERIIFICAIE

With respect to the issues determined by the above judgment or order, it is hereby CERIIFIED, 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