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

IN IHE DISIRICI COURI OF IHE FIFIH JUDICIAL DISIRICI OF IHE STAIE 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 29-13064

NAME AND ADDRESS:
DAVID PEAKE
IHERESA PEAKE
2629 BUCKSKIN RD
INKOM, ID 83245

SOURCE: GROUND WAIER

QUANIIIY: 0.06 CFS
1.40 AFY

IHE QUANIIIY OF WAIER UNDER IHIS RIGHI SHALL NOI EXCEED 13,000 GALLONS PER DAY.

PRIORIIY DAIE: 11/01/1997

POINI OF DIVERSION: I06S R36E S29 NESW Within Bannock County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANIIIY
Stockwater	01-01 IO 12-31	0.02 CFS
		0.20 AFY
Domestic	01-01 IO 12-31	0.04 CFS
		1.20 AFY

PLACE OF USE:
Stockwater Within Bannock County
I06S R36E S29 NESW

Domestic Within Bannock County
I06S R36E S29 NESW

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

IHE QUANIIIY OF WAIER DECREED FOR IHIS WAIER RIGHI IS NOI A DEIERMINAIION OF HISIORICAL BENEFICIAL USE.

IHIS PARIIAL DECREE IS SUBJECI IO SUCH GENERAL 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