

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
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 29-11242

NAME AND ADDRESS: FRANCES PHILLIPS
 WILLIAM D PHILLIPS
 25847 S MARSH VALLEY RD
 DOWNEY, ID 83234-1733

SOURCE: ROWLEY CREEK TRIBUTARY: BIRCH CREEK

POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM BIRCH
CREEK CANAL (DIICH)

QUANTITY: 1.50 CFS

THE AMOUNT OF WATER DIVERTED UNDER THIS WATER RIGHT MAY NOT
EXCEED ONE-HALF OF THE STREAM FLOW OF ROWLEY CREEK AT THE POINT
OF DIVERSION DESCRIBED BELOW AT ANY GIVEN TIME. THIS WATER
RIGHT SHALL NOT PROVIDE MORE THAN 0.02 CUBIC FEET PER SECOND AT
ANY TIME.

USE OF THIS RIGHT WITH RIGHT NO. 29-11241 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.5 CFS.

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 29-11241 SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE

PRIORITY DATE: 05/01/1984

POINT OF DIVERSION: T12S R36E S10 NENESE Within Bannock County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.50 CFS

PLACE OF USE: Irrigation Within Bannock County
 T12S R36E S11 SESE 38.0
 S14 NENE 37.0
 75.0 Acres Total

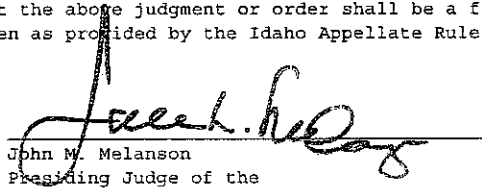
USE OF THIS RIGHT WITH RIGHT NO. 29-11241 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 75.0 ACRES IN A SINGLE
IRRIGATION SEASON.

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. 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