

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 23-00060

NAME AND ADDRESS: CO-MORE DEVELOPMENT INC
3920 E SUNNYSIDE
IDAHO FALLS, ID 83406

SOURCE: DEER CREEK TRIBUTARY: SOUTH FORK SNAKE RIVER
SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM SNAKE
RIVER.

QUANTITY: 1.20 CFS

USE OF THIS RIGHT WITH RIGHT NO. 23-59 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.42 CFS.

PRIORITY DATE: 05/01/1892

POINT OF DIVERSION: T01N R44E S34 LOT 5 () Within Bonneville County
S35 LOT 6 ()

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	1.20 CFS

PLACE OF USE: Irrigation Within Bonneville County
T01N R44E S34 LOT 5 (SENE) 4.8
S35 LOT 6 (NESW) 38.0 LOT 2 (NWSW) 8.9
NWSW 5.3 LOT 7 (SESW) 14.0
71.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 23-59 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 71.0 ACRES IN A SINGLE
IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60.0 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

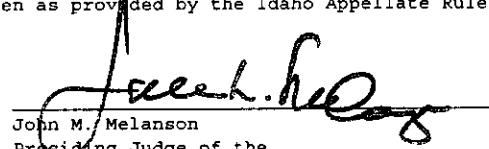
This partial decree is subject to such general provisions
necessary for the definition of the rights or for the efficient
administration of the water rights as may be ultimately
determined by the Court at a point in time no later than the
entry of a final unified decree. Section 42-1412(6), Idaho
Code.

DIVERSION OF WATER UNDER THIS RIGHT IS LIMITED TO THOSE TIMES
WHEN WATER IS AVAILABLE FROM DEER CREEK FOR DIVERSION UNDER THE
PRIORITY OF THIS RIGHT AT THE ORIGINAL POINT OF DIVERSION IN
T1N, R44E, SEC. 34 SENE (LOT 5). WATER DIVERTED UNDER THIS
RIGHT IS EXCHANGED BY INJECTING WATER DIVERTED UNDER THIS RIGHT
INTO SNAKE RIVER AT THE POINT OF INJECTION DESCRIBED ABOVE, AND
DIVERTING AN EQUAL AMOUNT FROM SNAKE RIVER AT THE POINT OF
REDIVERSION DESCRIBED ABOVE.

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