

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 61-10509

NAME AND ADDRESS: FORREST FREER
RT 1 BOX 876
MOUNTAIN HOME, ID 83647

SOURCE: GROUNDWATER

QUANTITY: 2.27 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 8.83 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 2020 AF. COMBINED RIGHT
NOS.: 61-02080, 61-02119, 61-02201 & 61-02081.

PRIORITY DATE: 03/15/1984

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.

POINT OF DIVERSION: T04S R06E S01 NESW Within Elmore County
 NESE
 SWNW
 NWSW

TWO POINTS OF DIVERSION LOCATED IN T04S, R07E, S06, SWNW.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.27 CFS

PLACE OF USE:	Irrigation		Within Elmore County
	T04S R06E S01	NWNE 30.0	SWNE 41.0
		NWNW 39.0	SWNW 39.0
		NESW 39.0	NWSW 40.0
		SESW 40.0	NESE 40.0
		NWSE 40.0	SWSE 38.0
		SESE 40.0	
	R07E S06	SWNW 6.4	NWSW 30.0
		SWSW 40.0	
	502.4 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 126 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 502 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-02080, 61-00258,
61-02119, 61-02201 & 61-02081.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHTS 61-02080,
61-02081, 61-02119 & 61-02201 PURSUANT TO SECTION 42-1426, IDAHO
CODE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

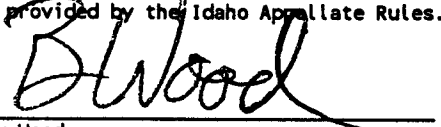
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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.

A handwritten signature in dark ink, appearing to read "B Wood", is written over a horizontal line.

Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication