

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 61-02107B

FILED

2003 NOV 21 AM 10 49

NAME AND ADDRESS: ALICE TRAIL
LEE T TRAIL
RT 1 BOX 66
KING HILL, ID 83633

RECEIVED

NOV 24 2003

SOURCE: LITTLE CANYON CREEK TRIBUTARY: SNAKE RIVER

Department of Water Resources

QUANTITY: 6.26 CFS

PRIORITY DATE: 04/14/1955

POINT OF DIVERSION: T04S R10E S29 NENE Within Elmore County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	6.26 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation	Within Elmore County
T05S R09E S16	NENE 35.0	NWNE 40.0
	SWNE 41.0	SENE 32.0
	NENW 40.0	NWNW 40.0
	SWNW 40.0	SENW 40.0
	NESW 40.0	NWSW 40.0
	SWSW 40.0	SESW 40.0
	NESE 29.0	NWSE 41.0
	SWSE 41.0	SESE 35.0
S21	NENE 40.0	SWNE 39.0
	SENE 40.0	NESE 40.0
	NWSE 40.0	SWSE 40.0
	SESE 40.0	
S28	NWNE 40.0	
933.0 Acres Total		

USE OF THIS RIGHT WITH RIGHT NO 61-2228B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 313 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 360 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS. 61-2228B, 61-4079 AND
61-4123C.

THE APPROPRIATOR MUST, BY JUNE 10 OF EACH YEAR, IDENTIFY IN
WRITING TO IDWR THE PARTICULAR 360 ACRES TO BE IRRIGATED DURING
THE IRRIGATION SEASON PURSUANT TO TRANSFER 67120.

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

THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY
TRANSFER 67120 WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

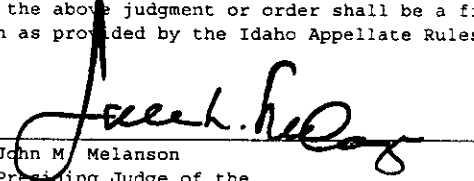
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

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.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication