

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 51-02137

NAME AND ADDRESS: ANNABELLE ERWIN
HC 85 BOX 178
BRUNEAU, ID 83604-9706

SIDNEY F ERWIN
HC 85 BOX 178-A
BRUNEAU, ID 83604-9706

SOURCE: GROUNDWATER

QUANTITY: 3.00 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 13.48 CFS AND A COMBINED ANNUAL
TOTAL VOLUME OF 4566 AF. COMBINED RIGHT NOS.: 51-02139, 51-02146,
51-02154 & 51-02173.

PRIORITY DATE: 10/20/1955

POINT OF DIVERSION: T06S R05E S28 SWNWSE (Rediversion) Within Owyhee County
 SWSWSE (Rediversion)
 S33 NWSESE (Rediversion)
 T07S R05E S04 NESWNE (Rediversion)
 SENWSE (Rediversion)
 S09 SESESE
 SWSESE
 SESESE (Injection)
 NWSESE (Injection)

TWO POINTS OF DIVERSION LOCATED IN T07S, R05E, S09, SESE.

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Irrigation 03-15 TO 11-15 3.00 CFS

PLACE OF USE: Irrigation Within Owyhee County
 T06S R05E S28 SWNE 34.0 SENW 1.0
 SESW 24.0 NWSE 27.4
 SWSE 34.2 SESE 3.6
 S33 NENW 19.0 SENW 21.0
 NESW 25.0 SESW 15.0
 NESE 33.6 NWSE 37.0
 SWSE 42.0 SESE 37.6
 S34 NWSW 4.8 SWSW 35.0
 SESW 21.0 SWSE 28.0
 SESE 0.3
 T07S R05E S03 LOT 03 (NENW)16.4 LOT 04 (NWNW)36.6
 SWNW 32.0 SENW 25.0
 NESW 14.8 NWSW 17.2
 SWSW 14.5 SESW 22.0
 S04 LOT 01 (NENE)38.0 LOT 02 (NWNE)35.0
 SWNE 36.0 SENE 36.0
 LOT 03 (NENW)17.0 SENW 4.1
 NESW 0.6 NWSE 6.0
 S09 SENE 5.4 NESE 0.8
 S10 NWNW 23.0 SWNW 23.4
 SENW 33.1 NESW 10.0
 NWSW 22.8

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

PLACE OF USE (continued)

913.2 Acres Total

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 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 913.2 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-02139, 51-02146, 51-02154, 51-02173.

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.



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