2003 APR 21 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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 63-31456 |

NAME AND ADDRESS: J P PROPERTY IDAHO CITY LLC
505 E KUIAHA RD
HAIKU, HI 96708

SOURCE: GROUND WATER

QUANTITY: 0.03 CFS
3.60 AFY

PRIORITY DATE: 05/01/1956

POINT OF DIVERSION: T06N R05E S33 NWNESE Within Boise County

PURPOSE AND PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|---|---|---|
| Commercial | 01-01 TO 12-31 | 0.03 CFS |
| | | 1.80 AFY |
| Domestic | 01-01 TO 12-31 | 0.03 CFS |
| | | 1.80 AFY |

PLACE OF USE:

| | | |
|---|---|---|
| Commercial | | Within Boise County |
| T06N R05E S33 | SENE | NESE |
| Domestic | | Within Boise County |
| T06N R05E S33 | SENE | |

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication