

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

FILED

2002 OCT 25 PM 12 37

In Re SRBA )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 39576 )  
 )  
 ) Water Right 75-07107

NAME AND ADDRESS: DAVID K MELTON  
JILL L MELTON  
RT 10 BOX 28A  
CARMEN, ID 83462

SOURCE: SPRINGS TRIBUTARY: TOWER CREEK, EAST FORK

QUANTITY: 0.01 CFS  
0.60 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

USE OF THIS RIGHT WITH RIGHT NO. 75-07120 IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 0.05 CFS.

PRIORITY DATE: 04/21/1978

POINT OF DIVERSION: T23N R22E S03 SESESW Within Lemhi County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE  | QUANTITY |
|-------------------------------|-----------------|----------------|----------|
|                               | Domestic 1 HOME | 04-01 TO 11-01 | 0.01 CFS |
|                               |                 |                | 0.60 AFY |

PLACE OF USE: Domestic Within Lemhi County  
T23N R22E S03 SESW

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.

  
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Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication