

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 )  
 )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 72-10913

1997 DEC 29 AM 11:21  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO

FILED

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
USDA FOREST SERVICE  
550 W FORT ST MSC 033  
BOISE ID 83724

SOURCE: FRENCH CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 12/31/1900

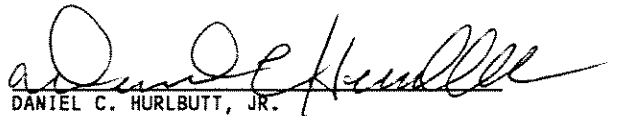
POINT OF DIVERSION: T10N R16E S24 NWNE (INSTREAM BEGINNING POINT) Within CUSTER County  
R17E S05 NENE (INSTREAM ENDING POINT)

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|-------------------------------|----------------|---------------|----------|
|                               | STOCKWATER     | 06-01 10-31   | 0.02 CFS |

| PLACE OF USE: | STOCKWATER    | Within CUSTER County |      |      |      |
|---------------|---------------|----------------------|------|------|------|
|               | T10N R16E S12 | SESW                 | SWSE | SESE |      |
|               | S13           | NENE                 | SWNE | SENE | NENW |
|               |               | NWNW                 | SWNW | NWSW | SWSW |
|               |               | SESW                 | NWSE | SWSE | SESE |
|               | S14           | NESE                 | SESE |      |      |
|               | S24           | NENE                 | NWNE | NENW |      |
|               | R17E S05      | NENE                 | SENE | SESW | NESE |
|               |               | NWSE                 | SWSE |      |      |
|               | S07           | NENE                 | SWNE | SENE | NESW |
|               |               | NWSW                 | SWSW | SESW | NESE |
|               |               | NWSE                 | SESE |      |      |
|               | S08           | NWNE                 | SWNE | NENW | NWNW |
|               |               | SWNW                 | NWSW | SWSW | NWSE |
|               |               | SWSE                 |      |      |      |
|               | S17           | NWNE                 | SWNE |      |      |
|               | S18           | NENE                 | NWNE | SWNE | NWNW |
|               |               | SWNW                 | NWSW | SWSW | NWSE |
|               |               | SWSE                 |      |      |      |
|               | S19           | NWNE                 | SWNE | NENW | SESW |
|               |               | NESW                 |      |      |      |

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.

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

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.

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication