

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
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 65-07031

NAME AND ADDRESS: DALTON J SURMEIER
DONNA J SURMEIER
1610 SW 2ND AVE
FRUITLAND, ID 83619

SOURCE: LITTLE WHITLEY GULCH CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.30 CFS
746.00 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.9 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 886.5 AF AT FIELD HEADGATE. COMBINED
RIGHT NOS.: 65-02565, 65-07609.

PRIORITY DATE: 06/08/1968

POINT OF DIVERSION: T07N R05W S10 NENW Within Payette County
 SENW

2 POINTS OF DIVERSION LOCATED IN T07N, R05W, S 10, SENW.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	1.30 CFS
			720.00 AFY
	Irrigation from Storage	03-01 TO 11-15	26.00 AFY
	Irrigation Storage	11-15 TO 03-01	26.00 AFY

PLACE OF USE:	Irrigation		Within Payette County
	T07N R05W S10	NENE 24.0	NWNE 31.0
		SWNE 32.0	NENW 27.0
		NWNW 14.0	SWNW 37.0
		SENW 32.0	

197.0 Acres Total

Irrigation Storage	Within Payette County
Same as Irrigation	

Irrigation from Storage	Within Payette County
Same as Irrigation	

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 197 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-02565, 65-05893,
65-07609.

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication