

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 65-03969

2002 AUG 16 PM 3:49

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED _____

RECEIVED

AUG 19 2002

Department of Water Resources

NAME AND ADDRESS: DONALD R MCINTYRE
EVALYN K MCINTYRE
733 SUNSET DR
ONTARIO, OR 97914

SOURCE: GROUND WATER

QUANTITY: 0.66 CFS
126.90 APY

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

PRIORITY DATE: 04/01/1940

POINT OF DIVERSION: T09N R05W S35 NWNE Within Payette County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.14 CFS
	Commercial	01-01 TO 12-31	0.52 CFS 125.70 APY
	Domestic	01-01 TO 12-31	0.04 CFS 1.20 APY

THE COMMERCIAL USE IS A GREENHOUSE

PLACE OF USE:	Irrigation	Within Payette County
	T09N R05W S35 NWNE 7.0 7.0 Acres Total	
	Commercial	Within Payette County
	Same as Irrigation	
	Domestic	Within Payette County
	Same as Irrigation	

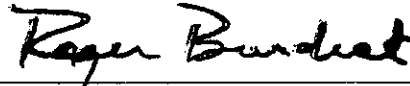
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE 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.

A handwritten signature in black ink, reading "Roger Burdick", is written over a horizontal line.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication