

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 65-11004

RECEIVED

JUL 19 2002

Department of Water Resources

NAME AND ADDRESS: JOHN A FRY & SONS  
PO BOX 38  
HORSESHOE BEND, ID 83629

SOURCE: UNNAMED STREAM TRIBUTARY: HILL CREEK

QUANTITY: 0.78 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT 65-2033X SHALL PROVIDE NO  
MORE THAN .02 CFS/ACRE.^^^

PRIORITY DATE: 10/03/1894

POINT OF DIVERSION: T08N R03E S32 NWNE Within Boise County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-01 TO 11-01 | 0.78 CFS |

| PLACE OF USE: | Irrigation       | Within Boise County |          |
|---------------|------------------|---------------------|----------|
|               | T08N R03E S32    | NWNE 1.0            | SWNE 2.0 |
|               |                  | NENW 1.0            | SWNW 1.0 |
|               |                  | SENW 24.0           | NESW 9.0 |
|               |                  | NWSW 1.0            |          |
|               | 39.0 Acres Total |                     |          |

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