

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

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

SEP 17 2002

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 61-07399

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: CARL D HICKEY
PO BOX 243
MOUNTAIN HOME, ID 83647

SOURCE: GROUNDWATER

QUANTITY: 2.20 CFS
440.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 61-7203 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.3 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1103 AF.

PRIORITY DATE: 04/05/1980

POINT OF DIVERSION: T03S R04E S02 NENENE Within Elmore County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.20 CFS 440.00 AFY

PLACE OF USE:	Irrigation	Within Elmore County
	T03S R04E S01	NESW 40.0 NWSW 40.0
		SWSW 40.0 SESW 40.0
	S02 LOT 1 (NENE)43.0	LOT 2 (NWNE)46.0
		SWNE 40.0 SENE 40.0
	329.0 Acres Total	

THIS RIGHT IS APPURTENANT TO LAND DESIGNATED AS DLE 1-10871.
USE OF THIS RIGHT WITH RIGHT NO. 61-7203 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 279 ACRES IN A SINGLE
IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 110 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS FOR THE USE OF TRUST WATER AND IS SUBJECT TO REVIEW
20 YEARS AFTER THE ISSUANCE OF THE PERMIT TO DETERMINE
AVAILABILITY OF WATER AND TO RE-EVALUATE THE PUBLIC INTEREST.
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