

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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2003 FEB 27 PM 3 20

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 61-10378

NAME AND ADDRESS: BERNARD L BROWN
655 E 19 N
MOUNTAIN HOME, ID 83647

SOURCE: GROUNDWATER

QUANTITY: 0.80 CFS

USE OF THIS RIGHT WITH RIGHT NO. 61-02154 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.44 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1276 AF.

USE OF THIS RIGHT WITH RIGHT NOS. 61-02154, 61-07005 AND
61--7396 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 12.88
CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3195 AF.

PRIORITY DATE: 04/30/1974

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.

POINT OF DIVERSION: T04S R06E S18 SESE Within Elmore County
S19 LOT 1 (SENWNW)
S20 SWNWNW
SENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.80 CFS

PLACE OF USE:	Irrigation	Within Elmore County
T04S R06E S19	NENE 40.0	NWNE 40.0
	SWNE 39.0	SENE 39.0
	NENW 40.0	LOT 1 (NWNW) 41.0
LOT 2	(SWNW) 41.0	SENE 39.0
S20	NENE 40.0	NWNE 40.0
	SWNE 40.0	NENW 40.0
	NWNW 40.0	SWNW 40.0
	SENE 40.0	NESE 40.0
	NWSE 40.0	SWSE 40.0
	SESE 40.0	SESE 40.0
	799.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NOS. 61-02154, 61-07005 AND
61-07396 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
799 ACRES IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT
NO. 61-02154 PURSUANT TO SECTION 42-1426, IDAHO CODE.

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

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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

**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

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)
)
)
Subcase Nos. Attached

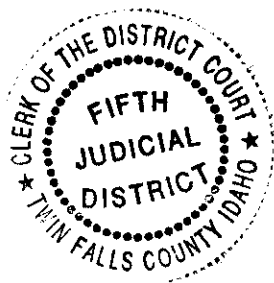
CERTIFICATION

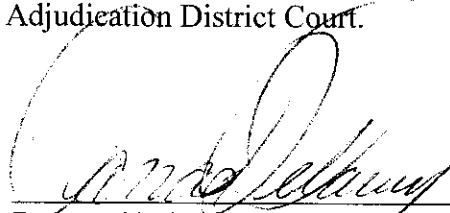
State of Idaho

County of Twin Falls ss.

I hereby certify the attached Partial Decrees to be full, true and correct copies of the originals on file with the Snake River Basin Adjudication District Court.

DATED February 27, 2003.





Deputy Clerk of the Court
Snake River Basin Adjudication