

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
) I.R.C.P. 54(b) FOR
Case No. 39576)
_____) Water Right 43-04166

NAME AND ADDRESS: D JAY HARPER
JEANETTE W HARPER
1926 S 2350 E
MALTA, ID 83342

SOURCE: GROUND WATER

QUANTITY: 0.50 CFS
100.00 AFY

RIGHT NOS. 43-00171B, 43-00173D, 43-00177F, 43-02295H,
43-02330, 43-02528, 43-04166 AND 43-11235 ARE LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 7.24 CFS.

RIGHT NOS. 43-02295H, 43-02330, 43-02528, 43-04166 AND
43-11235 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.93
CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 940 AF.

PRIORITY DATE: 03/15/1959

POINT OF DIVERSION: T13S R27E S31 SENENW Within Cassia County
SWNESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.50 CFS 100.00 AFY

PLACE OF USE:	Irrigation		Within Cassia County
	T13S R27E S31	NENE 40.0	NWNE 40.0
		SWNE 10.0	SENE 37.0
		NENW 39.0	LOT 1 (NWNW) 50.0
	LOT 2	(SWNW) 48.0	SENE 38.0
		NESE 40.0	NWSE 20.0
	362.0 Acres Total		

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 25 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

RIGHT NOS. 43-00171B, 43-00173D, 43-00177F, 43-00178F,
43-02295H, 43-02330, 43-02528, 43-04166 AND 43-11235 ARE LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 362 ACRES IN A SINGLE
IRRIGATION SEASON.

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