

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 43-02528

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

SOURCE: GROUND WATER

QUANTITY: 2.20 CFS  
471.00 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: 06/06/1961

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

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|-------------------------------|----------------|----------------|------------------------|
|                               | Irrigation     | 03-15 TO 11-15 | 2.20 CFS<br>471.00 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   | (NWNW) 50.0          |
|               | LOT 2             | (SWNW) 48.0 | SENW 38.0            |
|               |                   | NESE 40.0   | NWSE 20.0            |
|               | 362.0 Acres Total |             |                      |

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 110 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.

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