

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 43-10046

RECEIVED

JUL - 1 2002

Department of Water Resources

NAME AND ADDRESS: PRESTON R ALLEN
2601 E 300 S
DECLO, ID 83323

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 2.10 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 43-02321B, 43-02574B,
43-02576B, 43-04012B, 43-04012C, 43-04012D, 43-04013B,
43-04015B, AND 43-10045 SHALL PROVIDE NO MORE THAN .02 CFS PER
ACRE.

PRIORITY DATE: 04/01/1909

POINT OF DIVERSION: T11S R27E S03 NESE Within Cassia County
S10 NWNE

PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Irrigation	03-15 TO 11-15	2.10 CFS

PLACE OF USE:	Irrigation		Within Cassia County
	T10S R27E S35	SENW 22.0	NESW 17.5
		SWSW 0.5	SESW 22.0
		NWSE 21.0	SWSE 6.0
	T11S R27E S02 LOT 3	(NENW) 15.5	LOT 4 (NWNW) 16.0
		SWNW 32.0	SENW 0.5
		NESW 17.0	NWSW 40.0
		SWSW 38.0	SESW 13.0
	S03	SENE 2.0	NESE 18.0
		SESE 15.0	
	S09	NENE 0.5	NWNE 3.0
		SWNE 39.0	SENE 23.0
		NENW 32.0	NWNW 31.5
		SWNW 34.0	SENW 40.0
		NESW 33.0	NWSW 36.0
		SWSW 17.0	SESW 3.0
		NESE 22.0	NWSE 27.0
		SWSE 32.0	SESE 39.0
	S10	NENE 37.0	NWNE 20.0
		SWNE 40.0	SENE 33.0
		NENW 3.0	SWNW 0.5
		SENW 19.5	NESW 40.0
		NWSW 31.0	SWSW 33.0
		SESW 39.0	NESE 18.0
		NWSE 37.0	SWSE 18.0
		SESE 40.0	
	S11	NWNW 12.5	SWNW 1.5
	S14	NWSW 10.0	SWSW 34.0
		SESW 1.0	
	S15	NENE 19.0	NWNE 34.5
		SWNE 40.0	SENE 16.5
		NENW 34.0	NWNW 38.5
		SWNW 39.0	SENW 38.5
		NESW 36.0	NWSW 35.0
		SWSW 38.5	SESW 38.0
		NESE 40.0	NWSE 29.0

PLACE OF USE (continued)

	SWSE 24.0	SESE 39.5
S16	NENW 40.0	NWNW 6.0
	SWNW 36.0	SESW 40.0
	NESW 34.0	NWSW 33.5
	SWSW 33.0	SESE 40.0
	NESE 30.5	NWSE 32.0
	SWSE 40.0	SESE 36.0
S17	SESE 30.0	
2147.0 Acres Total		

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2147 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02321B, 43-02574B, 43-02576B, 43-04012B, 43-04012C, 43-04012D, 43-04013B, 43-04015B, 43-10045, & 43-10046.

USE OF THIS RIGHT WITH RIGHT NO. 43-10045 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 320 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