

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 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 36-00039H

1997 NOV 24 AM 8:18  
DISTRICT COURT-5  
TWIN FALLS, IDAHO  
FILED

NAME & ADDRESS: JED B ROESER  
JANINE LEYDET ROESER  
242 WILLOW LN  
HAGERMAN ID 83332

SOURCE: BILLINGSLEY CREEK TRIBUTARY: SNAKE RIVER  
QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

THE APPROPRIATOR IS ENTITLED TO THE AMOUNT OF WATER DESCRIBED  
ABOVE FOR DOMESTIC PURPOSES AT A POINT OF MEASUREMENT WHERE THE  
DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED ABOVE SO LONG AS  
THE AMOUNT OF WATER DIVERTED DOES NOT CONSTITUTE UNREASONABLE  
WASTE.

PRIORITY DATE: 01/02/1891

POINT OF DIVERSION: T07S R13E S11 SESENE Within GOODING County

|                               |                                   |                              |                      |
|-------------------------------|-----------------------------------|------------------------------|----------------------|
| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE<br>DOMESTIC 1 HOME | PERIOD OF USE<br>01-01 12-31 | QUANTITY<br>0.04 CFS |
|-------------------------------|-----------------------------------|------------------------------|----------------------|

PLACE OF USE: DOMESTIC Within GOODING County  
T07S R13E S11 NWSE

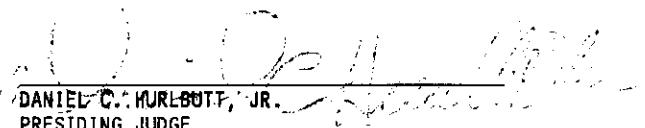
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
DETERMINATION OF HISTORICAL BENEFICIAL USE.

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

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.

  
DANIEL C. HURLBUTT, JR.  
PRESIDING JUDGE  
Snake River Basin Adjudication

1997 NOV 25 PM 02:00  
DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

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 )  
\_\_\_\_\_ )

CERTIFICATE OF MAILING

Water Right(s): 36-00039H

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE  
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 36-00039H was mailed  
on November 25, 1997, with sufficient first-class postage prepaid  
to the following:

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

JED B. ROESER  
JANINE LEYDET ROESER  
794 QUINCY STREET  
TWIN FALLS, CA 83301

DIANA DELANEY  
Chief Deputy Clerk