

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 34-10173

TESTED -B IN 9:31
DISTRICT COURT -B IN
TWIN FALLS COUNTY, IDAHO
FILED _____

NAME & ADDRESS: ESTATE OF ROSE MALBERG
C/O KAY MALBERG
1922 SHOUP AVE EAST
TWIN FALLS ID 83301

RECEIVED

MAR 04 1997

SOURCE: GROUNDWATER

Department of Water Resources

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 05/01/1981

POINT OF DIVERSION: T08N R22E S05

NWNEW

Within CUSTER County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
STOCKWATER
DOMESTIC 1 HOME

PERIOD OF USE

01-01 12-31
01-01 12-31

QUANTITY

0.02 CFS
0.04 CFS

PLACE OF USE:

STOCKWATER
T08N R22E S05

Within CUSTER County
NEW

DOMESTIC
T08N R22E S05

Within CUSTER County
NEW

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.

DATED: MAR 3 1997


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.

DATED: MAR 3 1997


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

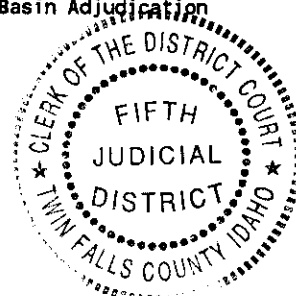
State of Idaho
County of Twin Falls ss.

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b) hereby certify the foregoing to be a full,
Water Right 34-10173 true and correct copy of the original on
file in the above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By


ROBERT S. FORT
CLERK



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