2002 FEB 22 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	)	PARTIAL DECREE PURSUANT TO
	)	I.R.C.P. 54(b) FOR
Case No. 39576	)	
	)	Water Right 31-07115

NAME AND ADDRESS: DWAIN D KIRKHAM
1842 E 1500 N
TERRETON, ID 83450

SOURCE: GROUND WATER

QUANTITY: 3.04 CFS
456.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 31-7090 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.18 CFS.

PRIORITY DATE: 03/13/1974

POINT OF DIVERSION: T06N R35E S22 NWNENW Within Jefferson County
S28 NENENE

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 11-01	3.04 CFS 456.00 AFY

PLACE OF USE: Irrigation Within Jefferson County

T06N R35E S21	NESE 36.0	NWSE 36.0
	SWSE 40.0	SESE 40.0

152.0 Acres Total

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

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication