

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 31-04018

NAME AND ADDRESS: LYLE R SHUPE
2296 E 1950 N
HAMER, ID 83425

SOURCE: GROUND WATER

QUANTITY: 4.98 CFS
587.70 AFY

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

USE OF THIS RIGHT WITH RIGHT NO. 31-2432 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 7.57 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1041 AF.

PRIORITY DATE: 05/01/1946

POINT OF DIVERSION: T07N R36e S20 NESESE Within Jefferson County
S28 NESESE
R36E S28 NWNENW
S29 SWNESW
NWNWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	4.98 CFS
			581.00 AFY
	Stockwater	01-01 TO 12-31	0.12 CFS
			6.70 AFY

PLACE OF USE:	Irrigation		Within Jefferson County
	T07N R36E S28	NESW 39.0	NWSW 32.0
		SWSW 38.0	SESW 38.0
		NWSE 3.4	SWSE 2.1
	S29	NESE 37.0	NWSE 33.0
		SWSE 35.0	SESE 38.0
	295.5 Acres Total		

Stockwater Within Jefferson County
Same as Irrigation

USE OF THIS RIGHT WITH RIGHT NO. 31-2432 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 295.5 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 166 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

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