

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 31-02428

NAME AND ADDRESS: WILCOX BROTHERS LLC
30 GOLDEN BEAUTY DR
REXBURG, ID 83440-3702

SOURCE: GROUND WATER

QUANTITY: 2.16 CFS
892.50 AFY

RIGHT NOS. 31-02346, 31-02376, 31-02428, 31-02449 AND
31-07216 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 14.22
CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2583 AF.

USE OF THIS RIGHT WITH RIGHT NO. 31-02346 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.80 CFS.

PRIORITY DATE: 10/09/1964

POINT OF DIVERSION: T07N R34E S10 NWSE Within Jefferson County
SWSE
NWNE
S11 NWNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-15	2.16 CFS 892.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO
ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION
USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE
IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation		Within Jefferson County
	T07N R34E S02	SWSW 40.0	SESW 40.0
	S03	SWSE 6.0	SESE 35.0
	S10	NENE 40.0	NWNE 31.0
		SWNE 40.0	SENE 40.0
		SENW 40.0	NESW 38.0
		SESW 40.0	NESE 40.0
		NWSE 38.0	SWSE 40.0
		SESE 40.0	
	S11	NENW 38.0	NWNW 32.0
	S15	NENE 40.0	NWNE 40.0
		NENW 40.0	
	738.0 Acres Total		

RIGHT NOS. 31-02346, 31-02376, 31-02428, 31-02449 AND
31-07216 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF
738 ACRES IN A SINGLE IRRIGATION SEASON WITHIN THE PLACE OF USE
DESCRIBED ABOVE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 255 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

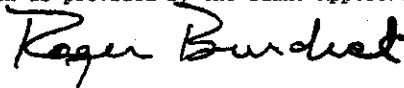
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

OTHER PROVISIONS (continued)

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