

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 31-02308

NAME AND ADDRESS: ALBERT J TOMLINSON  
EVELYN TOMLINSON  
548 E 2300 N  
MONTEVIEW, ID 83435

SOURCE: GROUND WATER

QUANTITY: 3.66 CFS  
1074.50 AFY

PRIORITY DATE: 05/05/1952

POINT OF DIVERSION: T07N R33E S09 NENENW Within Jefferson County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY                |
|-------------------------------|----------------|----------------|-------------------------|
|                               | Irrigation     | 04-01 TO 10-31 | 3.66 CFS<br>1074.50 AFY |

| PLACE OF USE: | Irrigation        | Within Jefferson County             |
|---------------|-------------------|-------------------------------------|
|               | T07N R33E S08     | NENE 38.0<br>NWNE 39.0<br>SENE 39.0 |
|               | S09               | NENW 34.0<br>NWNW 38.0<br>SENW 40.0 |
|               | 307.0 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