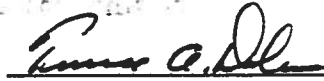


CONCLUSIONS OF LAW

Buckeye Farms, Inc., is entitled to a partial decree adjudicating its water right under claim 36-00001, as described in the *Standard Form 5* and the *Preliminary Special Master's Recommendation for Partial Decree for Water Right 36-00001*.

DATED September 16, 1996.



TERRENCE A. DOLAN

Special Master, Reporting Area 3
Snake River Basin Adjudication

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)
_____)

PRELIMINARY

SEP 16 PM 4:19
SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR
Water Right 36-00001

NAME & ADDRESS: BUCKEYE FARMS INC
18335 U S HWY 30
HAGERMAN ID 83332

SOURCE: RILEY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 12.00 CFS

USE OF THIS RIGHT WITH RIGHT NOS. 36-00002 AND 36-00003H IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 28.55 CFS.

PRIORITY DATE: 05/01/1883

POINT OF DIVERSION: T08S R13E S01 LOT 6 (SESWNE) Within GOODING County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION Irrigation Season 12.00 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T07S R13E S27	SWSW	32.0	SESW	40.0	SWSE	40.0	SESE	40.0
S28 Lot 8	(SWSE)	40.0	SESE	35.0				
S33	NENE	40.0	Lot 1 (NWNE)	36.0	Lot 4 (SWNE)	26.0	SENE	10.0
Lot 1	(NENW)	6.0	SENE	4.0	NESW	1.0	NESE	6.0
Lot 5	(NWSE)	24.0	Lot 8 (SWSE)	5.0	SESE	29.0		
S34	NENE	40.0	NWNE	38.0	SWNE	40.0	SENE	38.0
	NENW	40.0	NWNW	34.0	SWNW	31.0	SENE	39.0
Lot 3	(NESW)	7.0	Lot 4 (NWSW)	10.0	Lot 1 (NESE)	13.0	NWSE	17.0
761.0	ACRES TOTAL							

USE OF THIS RIGHT WITH RIGHT NOS. 36-00002 AND 36-00003H IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 761 ACRES IN A
SINGLE IRRIGATION SEASON.

CONSUMPTIVE USE:

USE OF THIS RIGHT WITH RIGHT NOS. 36-00002 AND 36-00003H IS
LIMITED TO A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF
2663.5 AF.

DATED: 9-16-96


TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication