

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 55-13846

JUL - 3 2008

NAME AND ADDRESS:

L U RANCHING
C/O WILLIAM A LOWRY
P O BOX 415
JORDAN VALLEY, OR 97910

SOURCE:

CABIN CREEK TRIBUTARY: JUNIPER CREEK
UNNAMED STREAMS TRIBUTARY: CABIN CREEK

QUANTITY:

0.02 CFS

PRIORITY DATE:

04/07/1907

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

POINT OF DIVERSION:

T08S R05W S23	NWSE	(Instream Beginning Point)	Within Owyhee County
	NWSE	(Instream Ending Point)	
S35	NESE	(Instream Beginning Point)	
LOT 2	(SWSE)	(Instream Beginning Point)	
LOT 1	(SESE)	(Instream Ending Point)	
T09S R05W S02 LOT 1	(NENE)	(Instream Beginning Point)	
	SENE	(Instream Ending Point)	

THERE ARE TWO POINTS OF ENDING WITHIN SESE, S02, T09S, S05W.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Stockwater	06-15 TO 12-31	0.02 CFS

PLACE OF USE:

Stockwater	Within Owyhee County	
T08S R05W S23	NWSE	
S35	NESE	LOT 2 (SWSE)
LOT 1	(SESE)	
T09S R05W S02 LOT 1	(NENE)	LOT 2 (NWNE)
	SWNE	SENE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
PURSUANT TO THE DECISION IN LU RANCHING V. UNITED STATES (144
IDAHO 89, 156 P.3D 590 (IDAHO 2007)), THIS WATER RIGHT IS
APPURTENANT TO REAL PROPERTY THAT IS NOT THE PLACE OF 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).