

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

|                                       |       |
|---------------------------------------|-------|
| DISTRICT COURT - SRBA                 |       |
| Fifth Judicial District               |       |
| County of Twin Falls - State of Idaho |       |
| JUN - 1 2010                          |       |
| By _____                              | Clerk |
| Deputy Clerk                          |       |

In Re SRBA )  
Case No. 39576 )  
PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 47-12296

NAME AND ADDRESS: DELORES BAGGETT  
LARRY D BAGGETT  
1552 E 4400 N  
BUHL, ID 83316

SOURCE: UNNAMED STREAM TRIBUTARY: MUD CREEK  
WASTE WATER TRIBUTARY: MUD CREEK

QUANTITY: 0.30 CFS

Right Nos. 47-4238 and 47-12296 are limited to a total combined  
diversion rate of 0.3 cfs.

PRIORITY DATE: 04/01/1981

POINT OF DIVERSION: T09S R15E S19 NWSNW Within Twin Falls County  
SWSNW

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 03-15 TO 11-15 | 0.30 CFS |

| PLACE OF USE: | Irrigation                       | Within Twin Falls County |
|---------------|----------------------------------|--------------------------|
|               | T09S R15E S18 SESW 17.0 SWSE 2.3 |                          |
|               | S19 NENW 38.0 SENW 31.0          |                          |
|               | 88.3 Acres Total                 |                          |

This right is limited to the irrigation of 73.3 acres within the  
place of use described above in a single irrigation season.  
Right Nos. 47-4238 and 47-12296 are limited to the irrigation of  
a combined total of 88.3 acres in a single irrigation season.

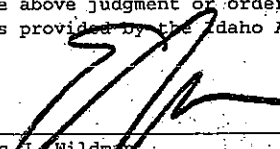
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is based upon an enlargement of Right No. 47-4238  
pursuant to Section 42-1426, Idaho Code.  
This right remains subject to the right of the original  
appropriator, in good faith and in compliance with state laws  
governing changes in use and/or expansion of water rights, to  
cease wasting water, to change the place or manner of wasting  
it, or to recapture it.

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.



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Eric J. Wildman  
Presiding Judge of the  
Snake River Basin Adjudication