

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 47-04287

RECEIVED
JUN 02 2010
DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: AVELARS DAIRY
3835 N 1300 E
BUHL, ID 83316

SOURCE: GROUND WATER

QUANTITY: 1.15 CFS
79.20 AFY

PRIORITY DATE: 01/01/1948

POINT OF DIVERSION: T10S R14E S15 SENESE Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	1.15 CFS 79.20 AFY
	Commercial	01-01 TO 12-31	1.15 CFS 79.20 AFY

Commercial use is for a dairy

PLACE OF USE:	Stockwater		Within Twin Falls County
	T10S R14E S15	NESE	
	Commercial		Within Twin Falls County
	T10S R14E S15	SWNE NESE	SENE NWSE

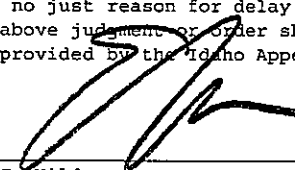
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Diversion and use of water under this right requires the right holder to retain ownership of 26.4 shares of Twin Falls Canal Company that remain unused at the dairy site located within NESE, S15, T10S, R14E.

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.


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