2009 APR 03 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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 63-08742

NAME AND ADDRESS: DAN L BILBAO JR
PO BOX 280
ELKO, NV 89803

SOURCE: WASTE WATER TRIBUTARY: BOISE RIVER

QUANTITY: 1.40 CFS
324.00 AFY

The rights listed below are limited to a total combined diversion rate of 3.22 cfs.Combined Right Nos.: 63-2423, 63-4045, 63-8742

PRIORITY DATE: 06/21/1977

POINT OF DIVERSION: T05N R04W S29 SWSE Within Canyon County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	1.40 CFS 324.00 AFY

PLACE OF USE: Irrigation

			Within Canyon County
T05N R04W S29	SESW	5.0	SWSE 2.0
S32	NWNE	20.0	SWNE 5.0
	NENW	31.0	NWNW 5.0
	SENW	4.0	

72.0 Acres Total

The rights listed below are limited to the irrigation of a combined total of 161 acres in a single irrigation season. Combined Right Nos.: 63-2423, 63-4045, 63-8742

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

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.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication