

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)
)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
)
) Water Right 78-04296

NAME AND ADDRESS: WESTERN PACIFIC TIMBER LLC
101 S CAPITOL BLVD STE 1601
BOISE, ID 83702

SOURCE: UNNAMED STREAMS TRIBUTARY: BIG CREEK

QUANTITY: 0.20 CFS

The quantity of water under this right for stockwater use shall
not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1952

POINT OF DIVERSION: T17N R02E S03 SESW (Instream Beginning Point) Within Adams County
SWNE (Instream Beginning Point)
S04 NWSW (Instream Beginning Point)
LOT 3 (NENW) (Instream Ending Point)
NWSW (Instream Beginning Point)
NWSW (Instream Ending Point)
SWNE (Instream Ending Point)
SWNE (Instream Ending Point)
SWSE (Instream Ending Point)
SWSW (Instream Ending Point)
S05 SWSE (Instream Beginning Point)
SENW (Instream Beginning Point)
LOT 1 (NENE) (Instream Ending Point)
SWSE (Instream Ending Point)
SESE (Instream Beginning Point)
SESE (Instream Ending Point)
S08 NENE (Instream Beginning Point)
NWNE (Instream Beginning Point)
NWNE (Instream Beginning Point)
NWNE (Instream Ending Point)
S09 NWNW (Instream Beginning Point)
SWNW (Instream Beginning Point)
NWNW (Instream Ending Point)
SWNW (Instream Ending Point)
SWSW (Instream Beginning Point)
NWNE (Instream Ending Point)
SWNE (Instream Ending Point)
SWSE (Instream Ending Point)
S10 SWNW (Instream Beginning Point)
S15 NWNW (Instream Beginning Point)
SWNW (Instream Beginning Point)
SWNW (Instream Ending Point)

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	05-01 TO 11-30	0.02 CFS
	Commercial	05-01 TO 11-30	0.20 CFS

Commercial use is for dust abatement.

PLACE OF USE: Stockwater Within Adams County
T17N R02E S03 SWNE LOT 4 (NWNW)
SWNW SENW
SWSW SESW
S04 LOT 1 (NENE) SWNE

PLACE OF USE (continued)

	SENE	LOT 3	(NENW)
LOT 4	(NWNW)		SWNW
	NWSW		SWSW
	SESW		NESE
	NWSE		SWSE
	SESE		
S05 LOT 1	(NENE)	LOT 2	(NWNE)
	SWNE		SENW
	SWSE		SESE
S08	NENE		NWNE
S09	NENE		NWNE
	SWNE		SENE
	NENW		NWNW
	SWNW		SENW
	NESW		NWSW
	SWSW		SESW
	SWSE		SESE
S10	NWNW		SWNW
	SWSW		
S15	NWNW		SWNW

Commercial

Within Adams County

Same as Stockwater

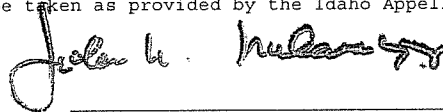
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial 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).

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