

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 74-00980

NAME AND ADDRESS: BEVERLY KIRKHAM HEINZ
 5529 COTTONWOOD CLUB DR
 SALT LAKE CITY, UT 84117

SOURCE: BASIN CREEK TRIBUTARY: HAYDEN CREEK

QUANTITY: 0.53 CFS
 91.70 AFY

This right when combined with all other rights shall provide no
more than 3.5 afa per acre at the field headgate for irrigation
of the lands below.

PRIORITY DATE: 04/01/1917

POINT OF DIVERSION: T17N R23E S04 NESWNE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.53 CFS
			91.70 AFY

PLACE OF USE:	Irrigation	Within Lemhi County
	T17N R23E S04 SWNE 28.0 SENE 8.0	
	36.0 Acres Total	

This right is limited to the irrigation of 26.2 acres in a
single irrigation season.

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

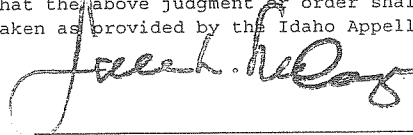
A means of measurement acceptable to the Department shall be
maintained for measuring the flow in Bear Creek at the original
points of diversion and at the point of diversion from Basin
Creek.

Diversion of water from Basin Creek under rights 74-979 and
74-980 is limited to those times water is available for
diversion under these rights and priorities from the original
source, Bear Creek.

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