

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 63-10387

NAME AND ADDRESS: BANBURY HOMEOWNERS ASSN INC
C/O DEVELOPMENT SERVICES INC
9601 W STATE ST #203
BOISE, ID 83714

SOURCE: GROUND WATER

QUANTITY: 3.50 CFS

PRIORITY DATE: 10/10/1986

POINT OF DIVERSION: T04N R01E S20 SESE Within Ada County
NWSW

Points of diversion are located within Lot 54, Blk. 1; and Lot
3, Blk. 4; Banbury Subdivision.

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	1.60 CFS
			360.00 AFY
	Domestic	01-01 TO 12-31	0.55 CFS
			104.00 AFY
	Fire Protection	01-01 TO 12-31	3.50 CFS

Domestic use is for 173 homes and does not include lawn, garden,
landscape, or other types of irrigation.
The right holder shall use the full allotment of appurtenant
surface water rights in conjunction with groundwater diverted
for irrigation purposes under this right and shall only divert
groundwater under this right for irrigations purposes when water
from the appurtenant surface water rights cannot be delivered to
the right holder.

PLACE OF USE:	Irrigation		Within Ada County
	T04N R01E S20	NESW 8.3	NWSW 15.3
		SWSW 14.8	SESW 12.0
		NESE 1.4	NWSE 5.5
		SWSE 12.5	SESE 10.2
	80.0 Acres Total		
	Domestic		Within Ada County
	T04N R01E S20	NESW	NWSW
		SWSW	SESW
		NESE	NWSE
		SWSE	SESE
	Fire Protection		Within Ada County
	T04N R01E S20	NESW	NWSW
		SWSW	SESW
		NESE	NWSE
		SWSE	SESE

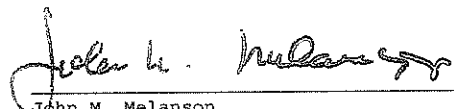
Place of use is located within Lots 2-15, 17-18, 20-23, 25-50,
36A, 37A, 52-53, 55-61, Blk. 1; Lots 1-18, Blk. 2; Lots 1-6,
8-13, Blk. 3; Lots 1-2, 4-12, 14-21, Blk. 4; Lots 1-4, Blk. 6;
Lots 1-20, Blk. 7; Lots 1-14, Blk. 8; Lots 1-20, Blk. 10; and
Lots 1-9, Blk. 11; Banbury Subdivision.

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

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