

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

FILED
2007 JAN 17 PM 1 00

In Re SREA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 77-07096

NAME AND ADDRESS: HUBERT H BUETTGENBACH
KATE MC MILLAN
PO BOX 76
YELLOW PINE, ID 83677

SOURCE: ASPEN SPRING TRIBUTARY: SINKS

QUANTITY: 0.08 CFS
7.20 AFY

Right Nos. 77-7096 and 77-7110 are limited to a total combined diversion rate of 0.08 cfs and to a total combined annual diversion volume of 7.2 AF.

PRIORITY DATE: 04/23/1980

POINT OF DIVERSION: T19N R07E S25 NWNWNW Within Valley County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation		04-15 TO 10-15	0.06 CFS
			6.00 AFY
Domestic		01-01 TO 12-31	0.04 CFS
			1.20 AFY

Domestic use is for 1 home.

PLACE OF USE: Irrigation
T19N R07E S25 SWNW 2.0
2.0 Acres Total
Within Valley County

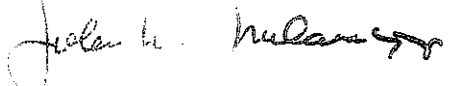
Domestic
T19N R07E S25 SWNW
Within Valley County

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