

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 69-04000B

NAME AND ADDRESS: BERT WARNER
C/O JOE WARNER
4127 LANDORE RD
COUNCIL, ID 83612

JOE WARNER
4256 LANDORE RD
COUNCIL, ID 82612

TINA WARNER
4256 LANDORE RD
COUNCIL, ID 83612

SOURCE: BEAR CREEK TRIBUTARY: WILDHORSE RIVER

QUANTITY: 3.70 CFS

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

PRIORITY DATE: 07/01/1901

POINT OF DIVERSION: T20N R03W S13 SENESE Within Adams County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	3.70 CFS
	Stockwater	01-01 TO 12-31	0.03 CFS
	Fish Propagation	01-01 TO 12-31	3.70 CFS

PLACE OF USE:	Irrigation		Within Adams County
	T20N R03W S26	NWNE 2.0	SWNE 27.0
		SENE 12.0	NESW 36.0
		SESW 13.0	NWSE 31.0
		SWSE 3.0	
	124.0 Acres Total		

	Stockwater		Within Adams County
	T20N R03W S26	NENE	SWNE
		SENE	SENE
		NESW	SESW
		NWSE	SWSE

	Fish Propagation		Within Adams County
	T20N R03W S26	NESW	

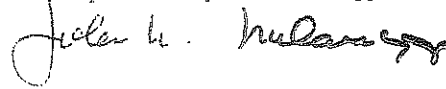
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for domestic
use and 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