

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

1998 NOV -5 11 01 52

In Re SRBA

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Case NO. 39576

Water Right 51-10373

NAME AND ADDRESS: MAGGIE CREEK RANCH INC  
PO BOX 1360  
ELKO, NV 89803

SOURCE: GROUNDWATER

QUANTITY: 0.23 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY

PRIORITY DATE: 06/30/1968

POINT OF DIVERSION: T05S ROSE S32 SESW Within Owyhee County  
S33 NWNW

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE   | PERIOD OF USE  | QUANTITY |
|-------------------------------|------------------|----------------|----------|
|                               | Stockwater       | 01-01 TO 12-31 | 0.23 CFS |
|                               | Domestic 3 HOMES | 01-01 TO 12-31 | 0.06 CFS |

| PLACE OF USE: | Stockwater    | Within Owyhee County |
|---------------|---------------|----------------------|
|               | T05S ROSE S28 | SWSW                 |
|               | S31           | NESE                 |
|               | S32           | NENE                 |
|               |               | SUNW                 |
|               | S33           | NWNW                 |
|               |               | SESW                 |

| Domestic      | Within Owyhee County |
|---------------|----------------------|
| T05S ROSE S33 | NWNW                 |

THE PLACE OF USE ELEMENT FOR DOMESTIC AND STOCKWATER PURPOSES  
DOES NOT INCLUDE ANY USE OF WATER ON FEDERAL PUBLIC LAND.

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(D) 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.

  
Daniel C. Hurlbutt, JR.  
Presiding Judge  
Snake River Basin Adjudication