

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 85-04187

NAME AND ADDRESS: FLOYD MARTIN
 WAYNE MARTIN
 RT 1 BOX 101
 CULDESAC, ID 83524

SOURCE: MAGPIE CREEK TRIBUTARY: COTTONWOOD CREEK
 SPRINGS TRIBUTARY: MAGPIE CREEK
 UNNAMED STREAM TRIBUTARY: MAGPIE CREEK

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 01/01/1919

POINT OF DIVERSION: T36N R02W S06 LOT 7 (SESWSW) Within Nez Perce County
 SESESW
 LOT 7 (SWSW)
 SESW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.06 CFS
	Stockwater	01-01 TO 12-31	0.06 CFS
	Domestic	01-01 TO 12-31	0.04 CFS
	Fire Protection	01-01 TO 12-31	0.06 CFS

PLACE OF USE:	Irrigation	Within Nez Perce County
	T36N R02W S06 LOT 7 (SWSW) 1.0	SESW 1.0
	2.0 Acres Total	
	Stockwater	Within Nez Perce County
	T36N R02W S06 LOT 7 (SWSW)	SESW
	Domestic	Within Nez Perce County
	T36N R02W S06 LOT 7 (SWSW)	
	Fire Protection	Within Nez Perce County
	Same as Irrigation	

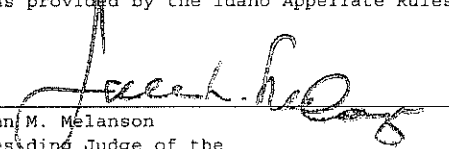
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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