

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 45-00271

NAME AND ADDRESS: CHATBURN BROTHERS INC  
BOX 97  
ALBION, ID 83311

SOURCE: WARM CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 0.70 CFS

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

PRIORITY DATE: 04/30/1881

POINT OF DIVERSION: T11S R25E S22 SWNWSE Within Cassia County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------|----------------|----------|
| Irrigation     | 04-01 TO 10-31 | 0.70 CFS |
| Stockwater     | 04-01 TO 10-31 | 0.05 CFS |

The use of water for irrigation under this right may begin as  
early as March 15 provided other elements of the right are not  
exceeded. The use of water before April 1 under this remark is  
subordinate to all water rights having no subordinated early  
irrigation use and a priority date earlier than the date a  
partial decree is entered for this right.

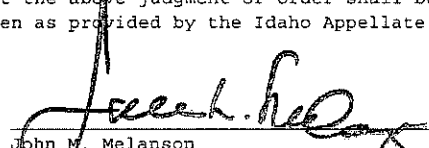
PLACE OF USE: Irrigation Within Cassia County  
T11S R25E S22 NESW 12.0 SWSW 0.8  
SESW 20.0  
32.8 Acres Total  
  
Stockwater Within Cassia County  
Same as Irrigation

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