

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 29-04302

NAME AND ADDRESS: MERLIN S BASILIAN
685 N 5400 W
MALAD CITY, ID 83252

LYNN S BASILIAN
16580 SOUTH MARSH VALLEY
ARIMO, ID 83214

SOURCE: MARSH CREEK TRIBUTARY: PORINEUF RIVER

QUANTITY: 6.26 CFS

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

PRIORITY DATE: 06/01/1926

POINT OF DIVERSION: T10S R37E S30 LOT 8 (SWSW) Within Bannock County
LOT 5 (NWSW)
S31 LOT 1 (NWNW)

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	6.26 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Irrigation Within Bannock County

T10S R36E S25	SESE 5.6		
S36	NENE 18.0	NWNE 16.0	
	SWNE 20.0	SENE 37.0	
	NESE 41.0	NWSE 38.0	
R37E S30	NENW 24.0	LOT 1 (NWNW) 0.6	
LOT 4	(SWNW) 5.7	LOT 6 (NWSW) 1.0	
LOT 8	(SWSW) 37.0	LOT 7 (SWSW) 15.0	
S31 LOT 2	(NWNW) 15.0	LOT 1 (NWNW) 19.0	
LOT 4	(SWNW) 0.1	LOT 3 (SWNW) 8.5	
LOT 6	(NWSW) 10.0	LOT 7 (SWSW) 1.5	
313.0 Acres Total			

Stockwater Within Bannock County
Same as Irrigation

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 313.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-04302, 29-11463,
29-11465.

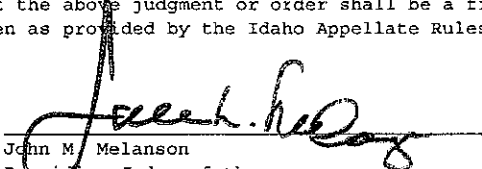
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
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