

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 51-00005

NAME AND ADDRESS: BRUNEAU BUCKAROO DITCH CO
C/O FRANK L BACHMAN
PO BOX 186
BRUNEAU, ID 83604

SOURCE: BRUNEAU RIVER TRIBUTARY: SNAKE RIVER
QUANTITY: 16.40 CFS

A 4.4 CFS PORTION OF THIS RIGHT UTILIZED BY OWEN RANCHES OR ITS SUCCESSORS OR ASSIGNS IS LIMITED TO 250 ACRES WITHIN THE 1311 ACRES LOCATED ABOVE THE BRUNEAU BUCKAROO DITCH AND SUBJECT TO THE CONDITIONS DESCRIBED IN TRANSFER #4265 APPROVED 3/9/1994.

PRIORITY DATE: 04/01/1905

POINT OF DIVERSION: T07S R06E S26 SWSW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	16.40 CFS
	Stockwater	01-01 TO 12-31	4.40 CFS

PLACE OF USE:

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2731.2 ACRES IN A SINGLE IRRIGATION SEASON WITHIN THE BOUNDARIES OF THE BRUNEAU BUCKAROO DITCH CO. COMBINED RIGHT NOS.: 51-00002, 51-00003, 51-10350, 51-10351 & 51-10271.

THE PORTION OF THIS RIGHT UTILIZED BY OWEN RANCHES OR ITS SUCCESSORS OR ASSIGNS LOCATED ABOVE THE BRUNEAU BUCKAROO DITCH IS LIMITED TO 250 ACRES WITHIN THE 1311 ACRES AS DESCRIBED BY THE TRANSFER #4265 APPROVED 3/9/1994. EACH YEAR PRIOR TO THE IRRIGATION SEASON OWEN RANCHES OR ITS SUCCESSORS OR ASSIGNS SHALL ADVISE THE DEPARTMENT OF WATER RESOURCES AND THE BRUNEAU BUCKAROO COOPERATIVE DITCH CO AS TO THE SPECIFIC 250 ACRES TO BE RECEIVING WATER UNDER THIS RIGHT DURING THE IRRIGATION SEASON THAT YEAR.

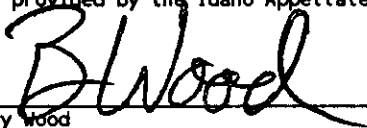
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication