

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 65-12536

NAME AND ADDRESS: CHUCK MORGAN
CONNIE S MORGAN
PO BOX 126
HORSESHOE BEND, ID 83629

SOURCE: BROWNLEE CREEK TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.08 CFS
 8.10 AFY

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

THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER
DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF MEASUREMENT
WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED.

USE OF THIS RIGHT WITH RIGHT NO. 65-12276 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.02 CFS PER ACRE AT FIELD
HEADGATE.

PRIORITY DATE: 07/08/1982

POINT OF DIVERSION: T07N R02E S03 LOT 1 (NWNENE) Within Boise County
 LOT 1 (NWNENE)
 LOT 1 (NWNENE)
 LOT 1 (NWNENE)

4 POINTS OF DIVERSION LOCATED IN T07N, R02E, S3, NENE.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.01 CFS
	Irrigation	04-01 TO 11-01	0.08 CFS
			8.10 AFY
	Recreation Storage	01-01 TO 12-31	0.10 AFY
	Diversion to Storage	01-01 TO 12-31	0.01 CFS

PLACE OF USE:	Irrigation	Within Boise County
	T07N R02E S03 LOT 1 (NENE) 2.7 2.7 Acres Total	
	Stockwater	Within Boise County
	Same as Recreation Storage	
	Recreation Storage	Within Boise County
	T07N R02E S03 LOT 1 (NENE)	
	Diversion to Storage	Within Boise County
	T07N R02E S03 LOT 1 (NENE)	

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.

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication