

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 57-01201

1996 DEC -3 AM 10:30
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

NAME & ADDRESS: BURGHARDT CO INC
C/O LULU BURGHARDT
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
5.9 AFY

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

PRIORITY DATE: 06/01/1880

POINT OF DIVERSION: T07S R03E S04 NWSW Within Owyhee County

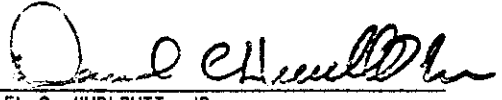
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
			4.7 AFY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS
			1.2 AFY

PLACE OF USE:	STOCKWATER	Within Owyhee County
	T07S R03E S04	NWSW
	DOMESTIC	Within Owyhee County
	T07S R03E S04	NWSW

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.

DATED: DEC 3 1996

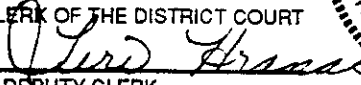

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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.

DATED: DEC 3 1996

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-01201

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a
full, true and correct copy of the
original on file in the above entitled
action.
ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By 
DEPUTY CLERK

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

FIFTH
JUDICIAL
DISTRICT
TWIN FALLS COUNTY IDAHO

PAGE 1
NOV-18-1996

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-05-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-01201

NAME AND ADDRESS: BURGHARDT CO INC
C/O LULU BURGHARDT
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS
5.9 AFY

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR: DOMESTIC, 1 HOME, STOCKWATER, 350 HD CATTLE

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

PRIORITY DATE: 06/01/1880

POINT OF DIVERSION: T07S R03E S04 NWSW Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC		4.7 AFY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS
	STOCKWATER		1.2 AFY

PLACE OF USE: STOCKWATER Within Owyhee County
T07S R03E S04 NWSWDOMESTIC Within Owyhee County
T07S R03E S04 NWSW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
STOCKWATER, 350 RANGE CATTLE

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 57-01201

NAME & ADDRESS: BURGHARDT CO INC
C/O LULU BURGHARDT
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/01/1880

POINT OF DIVERSION: T07S R03E S04 NWSW Within Owyhee County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER ✓
DOMESTIC 1 HOME

PERIOD OF USE
01-01 12-31 ✓
01-01 12-31

QUANTITY
0.04 CFS 4.7
0.04 CFS 1.2
add not
5.9

PLACE OF USE: STOCKWATER Within Owyhee County
T07S R03E S04 NWSW

DOMESTIC Within Owyhee County
T07S R03E S04 NWSW

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.

DATED:

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

Black vs. Burghardt

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.

DATED:

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-04-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-01201

NAME AND ADDRESS: BURGHARDT CO INC
C/O LULU BURGHARDT
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR DOMESTIC, 1 HOME, STOCKWATER, 350 HD CATTLE

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

PRIORITY DATE: 06/01/1880

POINT OF DIVERSION: T07S R03E S04 NWSW Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	~~DOMESTIC~~		
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS
	~~STOCKWATER~~		

PLACE OF USE: STOCKWATER Within Owyhee County
T07S R03E S04 NWSWDOMESTIC Within Owyhee County
T07S R03E S04 NWSW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
STOCKWATER, 350 RANGE CATTLE

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-01201

NAME & ADDRESS: BURGHARDT CO INC
C/O LULU BURGHARDT
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 06/01/1880

POINT OF DIVERSION: T07S R03E S04 NWSW Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.04 CFS
	DOMESTIC ~~DOMESTIC~~ 1 HOME; <u>EXP</u> STOCKWATER	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within Owyhee County
T07S R03E S04 NWSW

Place of use for STOCKWATER is same as DOMESTIC

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE