

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 1997 OCT 21 AM 10:33
I.R.C.P. 54(b) FOR
Water Right 34-11438

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

SOURCE: BIG LOST RIVER, EAST FORK TRIBUTARY: BIG LOST RIVER
QUANTITY: 0.02 CFS

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

PRIORITY DATE: 05/01/1889

POINT OF DIVERSION: T07N R20E S35 SWNWNE (INSTREAM BEGINNING POINT) Within CUSTER County
R21E S31 NESWNW (INSTREAM BEGINNING POINT)
S32 SWNENE (INSTREAM BEGINNING POINT)
R20E S20 NWNENE (INSTREAM ENDING POINT)
S36 NWSWNW (INSTREAM ENDING POINT)
R21E S29 SWSWSW (INSTREAM ENDING POINT)

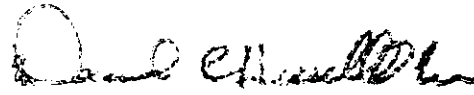
PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
STOCKWATER 06-01 10-31 0.02 CFS

PLACE OF USE: STOCKWATER Within CUSTER County
T07N R20E S20 NENE SENE NESE
S21 NESW NWSW SESW SWSE
S27 SWNW NESW NWSW
S28 NENE NWNE SENE
S34 NENE NWNE SENE
S35 NWNE NENW NWNW SWNW
S36 SENW SENE SWNW SENW
R21E S29 SWSW SESW
S31 SWNW
S32 NENE NWNE NENW

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.

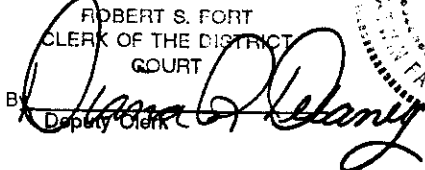
OCT 21 1997
DATED:


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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 34-11438

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

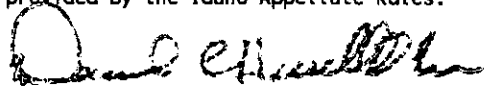


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RULE 54(b) CERTIFICATE

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.

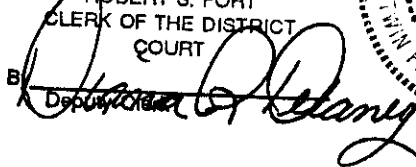
DATED: OCT 21 1997



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CLERK OF THE DISTRICT
COURT


B. Deputy Clerk

