

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  
Case No. 39576 ) I.R.C.P. 54(b) FOR  
                  ) Water Right 31-00097

NAME AND ADDRESS: GARNER RANCH  
C/O KAY R GARNER  
2013 S 65TH W  
IDAHO FALLS, ID 83402

SOURCE: CAMAS CREEK                      TRIBUTARY: MUD LAKE

QUANTITY: 1.60 CFS

PRIORITY DATE: 05/15/1890

POINT OF DIVERSION: T10N R38E S17      SESWSE      Within Clark County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-15 TO 10-31 | 1.60 CFS |
|                               | Stockwater     | 04-15 TO 10-31 | 0.07 CFS |

PLACE OF USE: Irrigation                      Within Clark County

|                   |           |           |
|-------------------|-----------|-----------|
| T10N R38E S17     | SWSW 29.0 |           |
| S18               | SWSB 11.0 | SESE 23.0 |
| S19               | NENE 1.1  | NWNE 32.0 |
|                   | SWNE 25.0 | NENW 19.0 |
|                   | SENW 35.0 | NESW 25.0 |
|                   | SESW 11.0 | NWSE 1.9  |
| S30 LOT 01 (NWNW) | 20.0      |           |
| 233.0 Acres Total |           |           |

Stockwater                      Within Clark County  
Same as Irrigation

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 ACRES WITHIN  
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.  
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 233 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 31-97, 31-98, 31-99, 31-175.

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.



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Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication