

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 31-00057

NAME AND ADDRESS: NATURAL GUARDIAN LTD PARTNERSH
320 MEMORIAL DR
PO BOX 50305
IDAHO FALLS, ID 83405

SOURCE: TENPIN GULCH TRIBUTARY: MODOC CREEK
KETTLE CREEK MODOC CREEK
MODOC CREEK BEAVER CREEK

QUANTITY: 3.20 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.4 CFS. COMBINED RIGHT NOS.:
31-00056, 31-00057

PRIORITY DATE: 05/01/1899

POINT OF DIVERSION: T14N R35E S26 NWNW Within Clark County
S27 SWSW
NWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	3.20 CFS
	Stockwater	04-15 TO 10-15	0.10 CFS
	Domestic	01-01 TO 12-31	0.04 CFS

PLACE OF USE:	Irrigation		Within Clark County
	T14N R35E S22	SESE 8.0	
	S23	NESW 30.0	SWSW 34.0
		SESW 36.0	NWSE 26.0
		SWSE 6.0	
	S26	NENW 2.0	NWNW 23.0
		SWNW 1.0	
	S27	NENE 39.0	NWNE 14.0
		SWNE 39.0	SENE 22.0
		SENE 17.0	NESW 33.0
		NWSW 10.0	SWSW 3.0
		SESW 1.0	NWSE 13.0
	357.0 Acres Total		
	Stockwater		Within Clark County
	Same as Domestic		
	Domestic		Within Clark County
	T14N R35E S27	SWNE	

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 357 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-00056, 31-00057

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE AND 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

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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