

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 31-00249

NAME AND ADDRESS: BEVERLY BURTONSHAW
DON M BURTONSHAW
1603 N 1000 E
TERRETON, ID 83450

SOURCE: CHING CREEK TRIBUTARY: SPRING CREEK

QUANTITY: 3.00 CFS

USE OF THIS RIGHT WITH RIGHT NO. 31-00250 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.0 CFS.

PRIORITY DATE: 06/01/1889

POINT OF DIVERSION: T13N R39E S28 NWNWSW Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	3.00 CFS
	Stockwater	05-01 TO 10-31	0.12 CFS

PLACE OF USE:	Irrigation		Within Clark County
	T13N R39E S33	NWNW 39.0	SWNW 38.0
		NESW 40.0	NWSW 35.0
		SWSW 29.0	SESW 39.0
		NWSE 17.0	SWSE 26.0
	263.0 Acres Total		

Stockwater	Within Clark County
Same as Irrigation	

USE OF THIS RIGHT WITH RIGHT NO. 31-00250 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 263 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication