

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 31-00013B

NAME AND ADDRESS: DAVID J HAGENBARTH
JAMES F HAGENBARTH
PO BOX 1128
DILLON, MT 59725

SOURCE: RATTLESNAKE CREEK TRIBUTARY: BEAVER CREEK

QUANTITY: 8.00 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 13.0 CFS. COMBINED RIGHT NOS.:
31-12B, 31-13B, 31-302B

PRIORITY DATE: 06/09/1902

POINT OF DIVERSION: T12N R37E S22 NWSWSE Within Clark County
NWSWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-31	6.00 CFS
	Stockwater	05-01 TO 12-31	2.00 CFS

PLACE OF USE:	Irrigation		Within Clark County
	T12N R37E S21	SWSE 18.0	SESE 23.0
	S22	SWSW 23.0	SESW 21.0
	S27	NENW 15.0	NWNW 40.0
		SWNW 36.0	SENW 8.0
	S28	NENE 40.0	NWNE 30.0
		SWNE 7.0	SENE 38.0
	299.0 Acres Total		

	Stockwater		Within Clark County
	T12N R37E S22	SESW	
	S27	NENW	SWNW
		SENW	
	S28	SENE	NESE
		NWSE	
	S32	NENE	
	S33	NENW	NWNW
		SENW	

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 240 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 299 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-12B, 31-13B, 31-302B

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