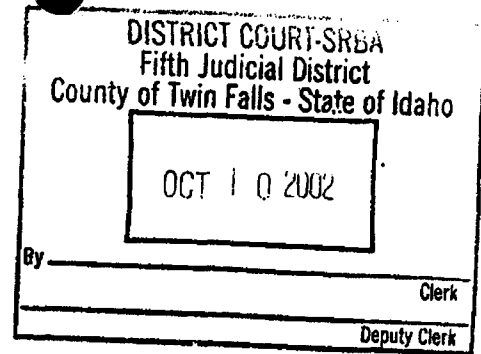


NO
COLOR
DOCUMENTS
IN
FILE



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

) Subcase: 32-04074

Case No. 39576

)
) ORDER OF AMENDED PARTIAL
) DECREE TO CORRECT CLERICAL
) ERROR; I.R.C.P. 60(a), *NUNC PRO*
) *TUNC*

A *Partial Decree* was issued for the above-captioned water right on October 27, 2000. However, due to a computer coding error, the following "shoulder" remark was inadvertently omitted from the period of use element of the *Partial Decree*.

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Therefore, pursuant to I.R.C.P. 60(a), IT IS ORDERED that water right 32-04074 is hereby decreed as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

This order is being entered *nunc pro tunc* as of October 27, 2000, and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

Dated October 10, 2002

ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 32-04074

NAME AND ADDRESS: PAMELA W ZWEIFEL
STEPHEN V ZWEIFEL
546 E 2500 N
MONTEVIEW, ID 83435

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS
32.70 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 6.73 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1427.8 AF. COMBINED RIGHT
NOS.: 32-02104B, 32-02105B, 32-02117B, 32-02119B, 32-02133B,
32-07011B, 32-07090B, 32-07256, 32-07257, 32-07258, 32-07259

PRIORITY DATE: 05/30/1959

POINT OF DIVERSION: T09N R33E S33 NENE Within Clark County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	0.09 CFS 32.70 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK
IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY
OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE
A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE:	Irrigation	Within Clark County
	T09N R33E S33	NENE 34.0 NWNE 34.0 SENE 34.0
	S34	NENE 34.0 NWNE 34.0 SENE 34.0 NENW 34.0 SNNW 34.0
	408.0 Acres Total	

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 408 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 32-02104B, 32-02105B,
32-02117B, 32-02119B, 32-02133B, 32-07011B, 32-07090B, 32-07256,
32-07257, 32-07258, 32-07259

USE OF THIS RIGHT WITH RIGHT NO. 32-07257 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 48 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 48 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

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

OTHER PROVISIONS (continued)

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

AJ0749NP
No. R32-04074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/15/99
PAGE: 2

Remarks:

IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 48 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 32-021048, 32-021058, 32-021178,
32-021198, 32-021338, 32-070118, 32-070908, 32-07256, 32-07257,
32-07258, 32-07259

Dates:

Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag:

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A32-04074**
Date Received: 9/13/1999
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEPHEN V ZWEIFEL 208-657-2232
Address: 546 E 2500 N
MONTEVIEW ID 83435

Name: PAMELA W ZWEIFEL 208-657-2232
Address: 546 E 2500 N
MONTEVIEW ID 83435

2. Date of Priority: MAY 30, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09N	33E	33	NE	NE			CLARK

5. Description of diverting works:
WELL/PUMP TO PIVOTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.090		32.70

7. Total Quantity Appropriated is:
0.090 C.F.S. (and/or) 32.70 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	33E	33	NE	NE		IRR	34.0



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	33E	33	NW	NE		IRR	34.0
			SW	NE		IRR	34.0
			SE	NE		IRR	34.0
			Section Acres				136.0
		34	NE	NE		IRR	34.0
			NW	NE		IRR	34.0
			SW	NE		IRR	34.0
			SE	NE		IRR	34.0
			NE	NW		IRR	34.0
			NW	NW		IRR	34.0
			SW	NW		IRR	34.0
			SE	NW		IRR	34.0
			Section Acres				272.0
			Total Acres				408.0

11. Place of use in counties: CLARK

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

Right 31-04010B is limited to the irrigation of 48.0 acres within the place of use described above in a single irrigation season. Rights 31-02459B and 31-04010B when combined shall not exceed the irrigation of 48.0 acres. Approval of Transfer 5383 does not confirm Claimed Right 31-04010B.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____