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DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT 10 2002	
By _____	Clerk _____
Deputy Clerk _____	

**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

) **Subcase: 32-07256**

)

) **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 32-07256 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

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 32-07256

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

SOURCE: GROUNDWATER

QUANTITY: 0.61 CFS
136.50 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,
32-04074, 32-07011B, 32-07090B, 32-07257, 32-07258, 32-07259

PRIORITY DATE: 10/06/1951

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	0.61 CFS 136.50 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 NWNW 34.0 SWNW 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, 32-04074, 32-07011B, 32-07090B,
32-07257, 32-07258, 32-07259

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 39 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
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. R32-07256

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

DATE: 09/15/99
PAGE: 1

OWNER
CODE
C PAMELA W ZWEIFEL
C STEPHEN V ZWEIFEL
546 E 2500 N
MONTEVIEW ID 83435
(208) 657-2232

NAME & ADDRESS

PRIORITY
DATE
10/06/1951

WATER USE
IRRIGATION

USE PERIOD
FROM TO
04-15 10-15

DIVERSION
RATE
0.610 CFS

DIVERSION
VOLUME
136.50 AFA

TOTAL DIVERSION:
0.610 CFS
136.50 AFA

Water Source: GROUNDWATER

Tributary to:
NENE

Point(s) of Diversion:
T09N R33E S33

Stage: LICENSE
CLARK County

Place of use Legal Description for: IRRIGATION																								
NE				NW				SW				SE												
T		R		S		NENE		NWNE		SENE		NENW		SENW		NENE		NWSE		SESE		SUM		
Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		
09N	33E	33	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	136.0	
09N	33E	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	34	272.0	
												TOTAL ACRES												408.0

POU County: CLARK

Conditions of Approval:
C18 - 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.

Remarks: QNT
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.: 32-021048, 32-021058, 32-021178, 32-021198, 32-021338,
32-04074, 32-07011B, 32-070908, 32-07257, 32-07258, 32-07259

USE
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.

POU1
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.: 32-021048, 32-021058,
32-021178, 32-021198, 32-021338, 32-04074, 32-07011B, 32-070908,
32-07257, 32-07258, 32-07259
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 39 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

AJ0749NP
No. R32-07256

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

DATE: 09/15/99
PAGE: 2

Remarks: EXP

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 32-021048, 32-021058, 32-021178,
32-021198, 32-021338, 32-04074, 32-070118, 32-070908, 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: **A32-07256**
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: OCT 6, 1951

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	0.610		136.50

7. Total Quantity Appropriated is:
0.610 C.F.S. (and/or) 136.50 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 31-02303B is limited to the irrigation of 39.0 acres within the place of use described above in a single irrigation season.

15. Basis of Claim: LICENSE

Water Right Number: 22405

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: _____