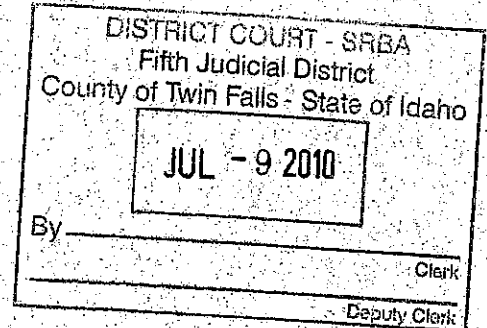


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 47-17285



NAME AND ADDRESS: LUIS M BETTENCOURT
SHARON L BETTENCOURT
2930 S 2300 E
WENDELL, ID 83355

SOURCE: GROUND WATER

QUANTITY: 1.26 CFS
365.60 AFY

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands below.

Rights 47-2496B, 47-7529, 47-17285, 47-17286, 47-17287, and 47-17288 when combined shall not exceed a total diversion volume of 1009.9 af.

The rights listed below are limited to a total combined diversion rate of 4.64 cfs and to a total combined annual diversion volume of 930 AP. Combined Right Nos.: 47-2540, 47-17285, 47-17287, and 47-17289.

PRIORITY DATE: 12/13/1943

POINT OF DIVERSION: T11S R19E S31 SWSWNE Within Twin Falls County
NWSWNE
SESWSE
SESESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.26 CFS 365.60 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 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 Twin Falls County
	T11S R19E S31	NENE 40.0 NWNE 39.3 SWNE 36.9 SENE 39.2 NWSE 38.7 SWSE 38.4
	232.5 Acres Total	

Rights 47-127C, 47-175, 47-176, 47-187, 47-188, 47-2540, 47-7529, 47-17285, 47-17287, and 47-17289 when combined shall not exceed the irrigation of 232.5 acres.

Right Nos. 47-2540, 47-17285, 47-17287, and 47-17289 are limited to the irrigation of a combined total of 232.5 acres in a single irrigation season.

This right is limited to the irrigation of 91.4 acres within the place of use described above in a single irrigation season.

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

OTHER PROVISIONS (continued)

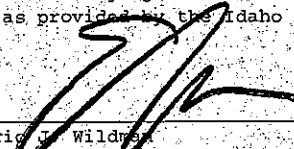
The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

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.


Eric J. Wildner
Presiding Judge of the
Snake River Basin Adjudication