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JUN 17 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 16 2010	
By _____	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

)
) **Water Rights: 47-17487 & 47-17488**
)
) **ORDER OF PARTIAL DECREES**
) **(Bettencourt)**
)
)

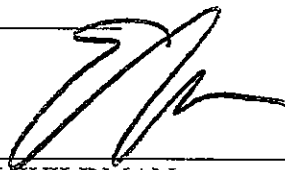
On February 2, 2007, the Idaho Department of Water Resources filed its *Director's Report for Basin 47, Part 1, Reporting Area 12, for Irrigation and Other Water Rights*, which included a recommendation for water right 47-17090.

On April 1, 2010, the Idaho Department of Water Resources filed a *Notice of Completed Administrative Proceeding and Amended Director's Reports* notifying the Court that water right 47-17090 had been split into water rights **47-17487** and **47-17488**. No objections were filed to the *Amended Director's Reports* and the time period for filing objections has expired.

Therefore, IT IS ORDERED that the above-captioned water rights be decreed as set forth in the attached *Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED

June 16, 2010



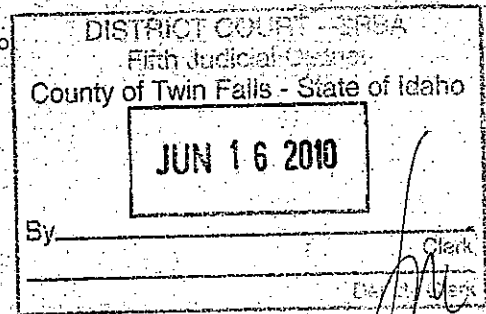
ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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

In Re SRBA)
Case No. 39576)
_____)

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

Water Right 47-17487



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

SOURCE: GROUND WATER

QUANTITY: 1.49 CFS
308.00 AFY

PRIORITY DATE: 11/03/1950

POINT OF DIVERSION: T11S R19E S33 SESESE Within Twin Falls County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.49 CFS 308.00 AFY

PLACE OF USE:	Irrigation	Within Twin Falls County
	T11S R19E S33 77.0 Acres Total	NESE 40.0 SESE 37.0

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.

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

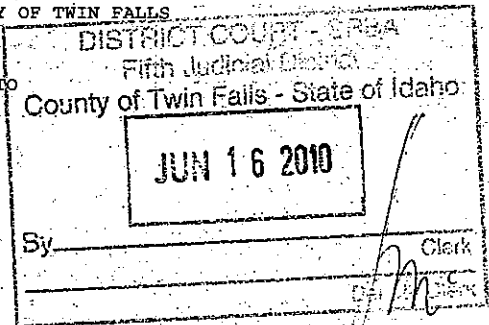
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

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

Water Right 47-17488



NAME AND ADDRESS:

LUIS M BETTENCOURT
SHARON L BETTENCOURT
2930 S 2300 E
WENDELL, ID 83355

SOURCE:

GROUND WATER

Right holder shall comply with the drilling permit requirements
of Section 42-235, Idaho Code and applicable Well Construction
Rules of the Department.

QUANTITY:

1.51 CFS
149.00 AFY

Rights 47-17484, 47-17486 and 47-17488 when combined shall not
exceed a total diversion rate of 2.73 cfs and a total annual
maximum diversion volume of 396.3 af.

PRIORITY DATE:

11/03/1950

POINT OF DIVERSION:

T11S R19E S33

SWSNW Within Twin Falls County
SWSNW
SESESW
SESESW

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

Stockwater

PERIOD OF USE

01-01 TO 12-31

QUANTITY

1.51 CFS

149.00 AFY

Commercial

01-01 TO 12-31

1.51 CFS

149.00 AFY

PLACE OF USE:

Stockwater

T11S R19E S33

NESW
NWSE

Within Twin Falls County

SESW
SWSE

Commercial

T11S R19E S33

NESW
NWSE

Within Twin Falls County

SESW
SWSE

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

Failure of the right holder to comply with the conditions of this
transfer is cause for the Director to rescind approval of the
transfer.

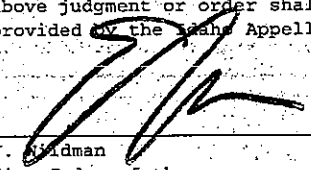
The right holder shall accomplish the change authorized by this
transfer within one year of the date of this approval.

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).

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

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. Waldman
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREES was mailed on June 16, 2010, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

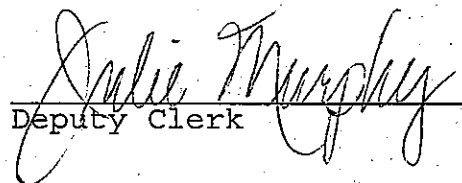
LUIS M BETTENCOURT
SHARON L BETTENCOURT
2930 S 2300 E
WENDELL, ID 83355

ORDER

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FILE COPY FOR 01186

Deputy Clerk

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".