2005 JUL 06 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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	)	PARTIAL DECREE PURSUANT TO
	)	I.R.C.P. 54(b) FOR
Case No. 39576	)	
	)	Water Right 45-02184

NAME AND ADDRESS: LUIS M BETTENCOURT
SHARON L BETTENCOURT
PO BOX 587
JEROME, ID 83338

SOURCE: GROUND WATER

QUANTITY: 2.84 CFS
1280.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 45-2648 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1280 AF.

PRIORITY DATE: 11/27/1947

POINT OF DIVERSION: T11S R19E S35 SESENW Within Twin Falls County
SESENW

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	2.84 CFS 1280.00 AFY

PLACE OF USE: Irrigation — Within Twin Falls County

T11S R19E S27	NWNE 40.0	SWNE 40.0
	NESE 40.0	SESE 40.0
S35	NENW 40.0	NWNW 40.0
	SWNW 40.0	SENW 40.0

320.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 45-2648 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 320 ACRES 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.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED
JUL 07 2005
Department of Water Resources

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho
JUL - 6 2005
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	)	**Water Right: See Attached Exhibit A (File 45-520 NCAPS)**
	)	
Case No. 39576	)	
	)	**ORDER OF PARTIAL DECREE**

On September 7, 2004, the Idaho Department of Water Resources filed its *Director's Report for Basin 45, Reporting Area 10, For Irrigation and Other Water Rights,* which included recommendations for the above named water rights. No objections were filed and the time period for filing objections has expired.

On January 7, 2005, the Idaho Department of Water Resources filed *Notices of Completed Administrative Proceeding* and *Amended Director's Reports* notifying the Court of a substitution of party in the above named water rights. 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 27, 2005.

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A (FILE 45-520 NCAPS)

Subcase Nos:

45-00498
45-00499
45-00502
45-00504
45-02184
45-02221
45-02222B
45-02234
45-02244
45-02247
45-02274

(Subcase list: FILE45-520)
6/27/05

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF PARTIAL DECREE was mailed on July 06, 2005, with sufficient first-class postage to the following:

LUIS M BETTENCOURT
SHARON L BETTENCOURT
PO BOX 587
JEROME, ID 83338
Phone: 208-432-5527

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

Julie Murphy
Deputy Clerk