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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 NOV 22 1997 9:07
I.R.C.P. 54(b) FOR

Water Right 36-10314

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: IGNACIO NICK ZABALA
CARMEN M ZABALA
17876 U S HWY 30
BLISS ID 83314

SOURCE: SPRING TRIBUTARY: SNAKE RIVER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 03/10/1960

POINT OF DIVERSION: T07S R13E S02 NENESE Within GOODING County

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within GOODING County
T07S R13E S02 NWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

DATED:

NOV 22 1996


DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED

RULE 54(b) CERTIFICATE

1997
MAY 22 2000

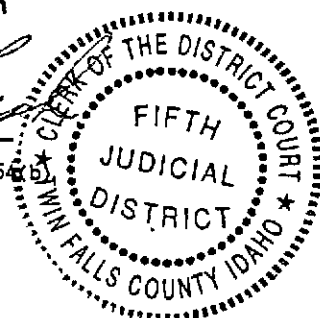
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment 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.

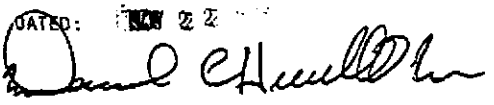
County of Twin Falls ss.
I hereby certify the foregoing to be a full,
true and correct copy of the original on
file in the above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By

DEPUTY CLERK
PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-10314



DATED: NOV 22 1996

DANIEL C. HURLBUTT
PRESIDING JUDGE
Snake River Basin Adjudication

Memorandum

From: Jeff Peppersack January 18, 2000
To: SRBA Decree No. 36-10314
Re: Letter from Ignacio Nick Zabala Regarding Error in Water Right Description

I called Mr. Zabala in response to his letter. I informed him that the SRBA process includes a means to make corrections or changes to the water right descriptions prior to decree by the court. Unfortunately, the previous owner of the water right did not seek any changes to the recommendation by the department. I explained to Mr. Zabala that any change to a decree would require the court's involvement or an application for transfer with the department. Mr. Zabala said he would contact the court to see what could be done and, if that failed, he would file an application for transfer to make the correction.

RECEIVED
JAN 12 2000
Department of Water Resources

Mr. & Mrs. Ignacio Nick Zabala
P.O. Box 262
Hagerman, Idaho 83332
January 11, 2000

State of Idaho Department of Water Resources
Attn: Water Rights Supervisor
1301 N. Orchard
Boise, Idaho 83706

RE: Water Right #36-10314

To whom it may concern:

I, Ignacio Nick Zabala, acquired Water Right #36-10314, Case No. 39576. The water right description issued in 1986 was incorrect and to this date and through my purchase of the property it remains incorrect.

The location of the point of diversion does not match with the spring location on the neighboring property. The water license number on the neighboring property is 36-07323 and the Spring Decree number is 3600054A.

I would appreciate this discrepancy be corrected in this matter. I would also appreciate the corrected documents be sent to me at the above address: P.O. Box 262, Hagerman, Idaho 83332.

If you have any questions, please contact Nick Zabala at (208)837-6654. Thank you for your prompt attention and detail to this matter.

Sincerely,



Ignacio Nick Zabala

Cc: Twin Falls County Division of Water Rights,
Twin Falls, Idaho