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WATER RIGHT NUMBER	NAME	CFS
X36-02425A	CIOCCA , TONY M CIOCCA , TRINA A	1.42
X36-02425B	RIGHT SPLIT INTO PARTS C & D THRU APPROVED TRANSFER 5499.	
X36-02425C	LEHMANN , STANLEY	0.13
X36-02425D	CIOCCA , TONY M CIOCCA , TRINA A	0.01

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JUN 15 2000

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OCT 17 2002

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 36-024258

1997 DEC 29 PM 3:08

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

NAME & ADDRESS: STANLEY LEHMANN
1743E 3000S
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.14 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-02520 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.64 CFS AND A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 336 AF.

PRIORITY DATE: 03/09/1960

POINT OF DIVERSION: T08S R14E S01 NESENW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.14 CFS

PLACE OF USE:	IRRIGATION	Within GOODING County
	T08S R14E S01	SUNE 7
	84 ACRES TOTAL	SENW 37
		SENW 40

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 7 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 36-02520 IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 84 ACRES IN A SINGLE
IRRIGATION SEASON.

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.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-024258

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-2425D

WATER RIGHT NUMBER: 36-2425D

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	STANLEY LEHMANN 2997 S 1600 E WENDELL, ID 83355 (208)536-2543
Current Owner	TONY M CIOCCA 1668 E 2900 S WENDELL, ID 83355 (208)536-6108
Current Owner	TRINA A CIOCCA 1668 E 2900 S WENDELL, ID 83355 (208)536-6108

Priority Date: 03/09/1960

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.010 CFS	2.40 AF
	<u>Total Diversion:</u>	0.010 CFS	2.40 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4NE1/4	Sec. 1, Twp 08S, Rge 14E, B.M.
GOODING County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	1	36.0	39.0	40.0	39.0													154.0
			L 1	L 2															

Total Acres: 154

Conditions of Approval:

1. 104 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.
2. r64 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 at the field headgate for irrigation of the lands above.
3. t07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-2425D

4. t08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Remarks:

1. General Right 36-02425D is limited to the irrigation of 0.6 acres in the place of use described above in a single irrigation season.
Right 36-08255 when combined with Rights 36-02425A, 36-02425D and 36-02520B shall not exceed a total combined diversion rate of 2.38 cfs.
Use of this right is combined with water from North Side Canal Co. Ltd.
Pursuant to Section 42-1412(6), Idaho Code, Rights 36-02425A and 36-02425D are subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

1. kchrste 4/8/2002 basis for recommendation
Comment: recommendation is based upon T-5499

Dates and Other Information:

Licensed Date:
Decreed Date: 8/27/2001
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Formal Action Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

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