

2003 DEC 5 PM 12 15

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

)
)
)
)
ORDER OF PARTIAL DECREE

Water Right 37-20815

On August 27, 2003, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 37-20815 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED December 5, 2003.



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2003 DEC 5 PM 12 15

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 37-20815

NAME AND ADDRESS: JOHN LEZAMIZ FAMILY LIMITED
PARTNERSHIP, LTD.
PO BOX 389
TWIN FALLS, ID 83303-0389

SOURCE: GROUND WATER

QUANTITY: 0.77 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.9 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 749.5 AF. COMBINED RIGHT NOS.:
37-20811, 37-20813 & 37-20817.

PRIORITY DATE: 08/07/1952

POINT OF DIVERSION: T06S R17E S31 LOT 6 (SESWSE) Within Lincoln County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.77 CFS

PLACE OF USE:	Irrigation	Within Lincoln County
	T06S R17E S31	NESW 40.0 LOT 5 (SESW)40.0
		NESE 14.0 NWSE 40.0
	LOT 6 (SWSE)40.0	LOT 7 (SESE)13.0
	187.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NOS. 37-20811 & 37-20813 IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 164.1 ACRES IN A SINGLE
IRRIGATION SEASON.

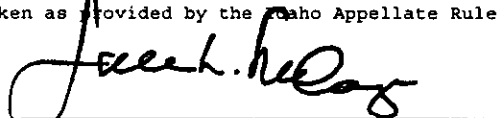
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 187.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-20811, 37-20813 &
37-20817.

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.

A handwritten signature in black ink, appearing to read "John M. Melanson", is written over a horizontal line.

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the FINAL ORDER
DISALLOWING WATER RIGHT AND ORDERS OF PARTIAL DECREES was mailed
on December 05, 2003, with sufficient first-class postage to
the following:

STATE OF IDAHO

Represented by:
DAVID J. BARBER
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

JOHN LEZAMIZ FAMILY LIMITED

Represented by:
THEODORE R BOOTH
301 MAIN STREET
PO BOX 32
GOODING, ID 83330
Phone: 208-934-8872

DIRECTOR OF IDWR
PO BOX 83720
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