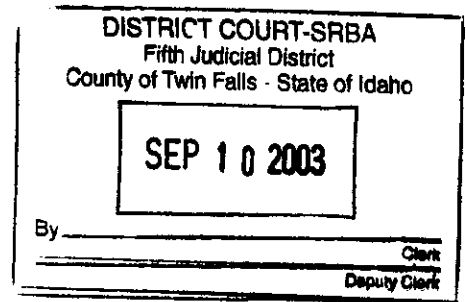




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

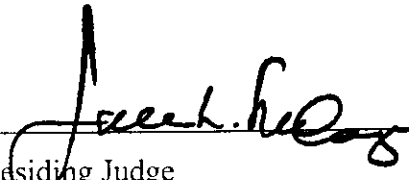
Case No. 39576

) ORDER RESCINDING PARTIAL
) DECREE AND ORDER OF
) RECOMMITMENT TO IDWR FOR
) REPORTING IN THE DIRECTOR'S
) REPORT FOR IRRIGATION AND
) OTHER USES DIRECTOR'S REPORT
) I.R.C.P. 60(a)
)
) For Water Right 47-7137

A *Partial Decree* was issued for the above-captioned water right on May 21, 1999. The right was previously recommended in the *Director's Report for Domestic and Stockwater, Reporting Area 12 (IDWR Basin 47)* filed with the SRBA Court on August 14, 1998. The recommendation was uncontested. On September 9, 2003, this Court received correspondence from IDWR indicating that the water right claim had erroneously been included in small domestic and stock water director's report because the claim included a larger volume of water. This error is also apparent from the face of the *Partial Decree* which includes both a 13,000 gallon per day limitation and a 32.4 AFY volume limitation. The Court finds the error to be the result of clerical error and also finds the prior notice of the claim to be deficient because the right was included in the incorrect director's report.

Therefore, pursuant to I.R.C.P. 60(a), IT IS ORDERED that the *Partial Decree* previously issued for water right 47-7137 is **rescinded** and the matter is **recommitted** to IDWR for reporting in the forthcoming *Director's Report for Irrigation and Other Uses for Basin 47*.

Dated: September 10, 2003


Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER RESCINDING PARTIAL DECREE & ORDER OF RECOMMITMENT TO IDWR FOR REPORTING IN THE IRRIGATION & OTHER REPORT was mailed on August 26, 2003, with sufficient first-class postage to the following:

GOLDSPRINGS INC
C/O RICK EGGLESTON
1508 EAST 4500 NORTH
BUHL, ID 83316

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

CHARLES HOLT
RT 1
FILER, ID 83328
Phone: 208-326-5863