

2006 JAN 11 PM 2:01

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	) Subcase 72-00047, 72-07117, 72-07167
	)
Case No. 39576	) NOTICE OF COURT'S INTENT TO
	) ISSUE AMENDED PARTIAL DECREE
	) TO CORRECT CLERICAL ERROR;
	) I.R.C.P. 60(a)
	)
	) NOTICE OF HEARING THEREON

I. BACKGROUND

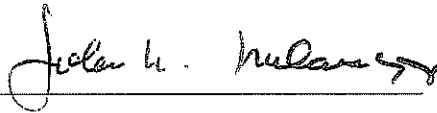
On November 17, 2000, a *Partial Decree* was issued to the City of Challis, Idaho for each of the above-captioned water rights. The *Partial Decrees* were issued based upon the *Director's Report*, with no objections having been filed thereto. It has come to the Court's attention that the *Partial Decrees* contain a clerical error regarding the place of use for the municipal purpose of the water right. Accordingly, the Court intends to issue amended partial decrees for the purpose of correcting this error. Attached hereto are copies of the previously issued *Partial Decrees* and the proposed amended partial decrees.

II. ORDER AND NOTICE OF HEARING

Therefore, it is **hereby ordered** that the owner of this water right shall have until **5:00 p.m. on February 28, 2006**, to review the proposed amended partial decree and submit objections, if any, to the Court. **A hearing will be held on the matter on April 18, 2006, at 1:30 p.m. at the Snake River Basin Adjudication Courthouse, 253 3rd Avenue North, Twin Falls, Idaho. Telephone participation will be available by dialing 918-583-3445 and entering code 406128.** Participation in the hearing is not

mandatory. After the hearing, and in the absence of any objections, the amended partial decree will be forthwith summarily entered as proposed.

Dated 1/11/06



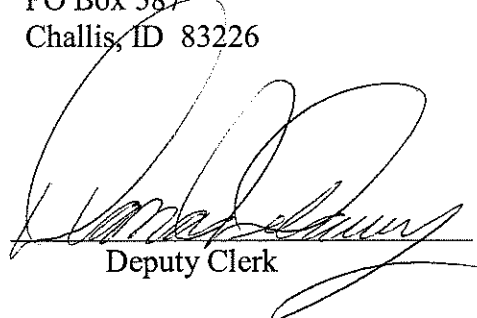
John Melanson
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the NOTICE OF COURT'S INTENT TO ISSUE AMENDED PARTIAL DECREE TO CORRECT CLERICAL ERROR was mailed on 1/11/06 with sufficient first-class postage to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

City of Challis
PO Box 587
Challis, ID 83226


Deputy Clerk

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

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
) Water Right 72-00047

DRAFT

NAME AND ADDRESS: CITY OF CHALLIS
PO BOX 587
CHALLIS, ID 83226

SOURCE: GARDEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 1.58 CFS

PRIORITY DATE: 10/24/1877

POINT OF DIVERSION: T14N R19E S32 NWNWNW Within Custer County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	1.58 CFS

PLACE OF USE: Municipal Within Custer County
Same as See Remarks

PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF CHALLIS
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW

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

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 72B.

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

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

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 72-07117

DRAFT

NAME AND ADDRESS: CITY OF CHALLIS
PO BOX 587
CHALLIS, ID 83226

SOURCE: GROUNDWATER

QUANTITY: 2.73 CFS

PRIORITY DATE: 01/19/1981

POINT OF DIVERSION: T14N R19E S32 SWNW Within Custer County
S33 SWSEW
SWSENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	2.73 CFS

PLACE OF USE: Municipal Within Custer County
Same as See Remarks

PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF CHALLIS
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW

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

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Presiding Judge of the
Snake River Basin Adjudication

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

AMENDED

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 72-07167

DRAFT

NAME AND ADDRESS: CITY OF CHALLIS
PO BOX 587
CHALLIS, ID 83226

SOURCE: GROUNDWATER

QUANTITY: 0.38 CFS

PRIORITY DATE: 11/04/1981

POINT OF DIVERSION: T14N R19E S32 NENWNW Within Custer County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	0.38 CFS

PLACE OF USE: Municipal Within Custer County
Same as See Remarks

PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF CHALLIS
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW

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

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

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Nov-13-2000

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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 72-07167

NAME AND ADDRESS: CITY OF CHALLIS
PO BOX 587
CHALLIS, ID 83226

COPY

SOURCE: GROUNDWATER

QUANTITY: 0.38 CFS

PRIORITY DATE: 11/04/1981

POINT OF DIVERSION: T14N R19E S32 NENWNW Within Custer County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	0.38 CFS

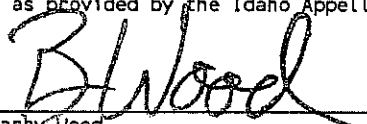
PLACE OF USE: Municipal Within Custer County
TO RO S00

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

PLACE OF USE IS LANDS WITHIN THE CITY LIMITS OF CHALLIS.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
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Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

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In Re SRBA)
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PARTIAL DECREE PURSUANT TO
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Water Right 72-07117

NAME AND ADDRESS: CITY OF CHALLIS
PO BOX 587
CHALLIS, ID 83226

COPY

SOURCE: GROUNDWATER
QUANTITY: 2.73 CFS
PRIORITY DATE: 01/19/1981
POINT OF DIVERSION: T14N R19E S32 SWNENW Within Custer County
S33 SWSENW
S33 SWSENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	2.73 CFS

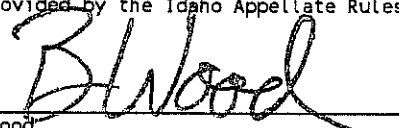
PLACE OF USE: Municipal Within Custer County
T12E R0 S00

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

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