

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	DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	) Subcase No.: 37-10839
Case No. 39576	OCT 10 2006	) NOTICE OF COURT'S INTENT TO AMEND PARTIAL DECREE TO CORRECT CLERICAL ERROR, AND NOTICE OF HEARING THEREON; I.R.C.P. 60(a)
By _____	Clerk	)
_____	Deputy Clerk	)

A ***Partial Decree*** was issued for the above-captioned water right on September 28, 2006. On October 10, 2006, the Court was notified by David L. Barber of the State of Idaho Attorney General's Office regarding a clerical error in the substitution of party as referenced in a *Notice of Completed Administrative Proceeding* filed with the Court on November 16, 2005. Accordingly, it is the intent of the Court to issue an ***Amended Partial Decree*** for water right 37-10839, to correct this clerical error in accordance with the attached draft ***Amended Partial Decree***.

Therefore, IT IS ORDERED that a hearing will be held on this matter on **Tuesday, November 21, 2006, at 1:30 p.m. (Mountain Time) at the Snake River Basin Adjudication District Court, 253 3rd Avenue North, Twin Falls, Idaho.** Any party wishing to object or comment on the Court's proposed action shall do so at that time. Attendance at this hearing by the claimant is not required, as the Court will take the proposed action in the absence of any objection to the contrary. Telephone participation will be available by calling 1-918-583-3445 and entering the code 406128 when prompted.

DATED: October 10, 2006.


JOHN M. MELANSON
Presiding Judge
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

In Re SRBA)
)
Case No. 39576)
_____) Water Right 37-10839

NAME AND ADDRESS: STATE OF IDAHO
 IDAHO SCHOOL FOR THE DEAF
 AND BLIND
 1450 MAIN ST
 GOODING, ID 83330

SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.66 CFS

PRIORITY DATE: 02/22/1883

POINT OF DIVERSION: T05S R15E S32 SESW Within Gooding County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.66 CFS

PLACE OF USE:	Irrigation		Within Gooding County
	T06S R15E S05	SWNW 7.8	NWSW 19.0
	26.8 Acres Total		

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

Delivery of this right is subject to the water exchange provisions contained in Bureau of Reclamation contract no. 14-06-W-73, executed October 14, 1954, between the United States of America and American Falls Reservoir District No. 2, as supplemented by Bureau of Reclamation contract no. 14-06-100-6031, executed June 1, 1962, between and among the United States of America, American Falls Reservoir District No. 2, and the Big Wood Canal Company.

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.

DRAFT

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the NOTICE OF COURT'S INTENT TO AMEND PARTIAL DECREE TO CORRECT CLERICAL ERROR AND NOTICE OF HEARING THEREON was mailed on October 10, 2006, with sufficient first-class postage to the following:

STATE OF IDAHO
IDAHO SCHOOL FOR THE DEAF
AND BLIND
1450 MAIN ST
GOODING, ID 83330

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

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".