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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 13 2007

By

Clerk

Deputy Clerk

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

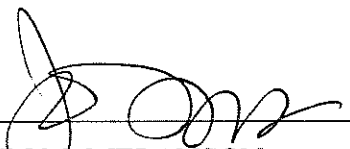
Case No. 39576

) NOTICE OF COURT'S INTENT TO
) AMEND PARTIAL DECREE, AND
) NOTICE OF HEARING THEREON
)
) For Water Right: 21-12975
)

On February 2, 2007, a *Partial Decree* was issued for the above-captioned water right. On February 7, 2007, the Court received correspondence from the Idaho Department of Water Resources (IDWR) indicating that the *Partial Decree* contained a clerical error with respect to a forfeiture notation needing to be moved from the "Provisions" section of the water right to the "Explanatory Material" section. Further, the notation was expanded to specifically describe the right as an irrigation right. The explanatory material for the Partial Decree does not appear on the face of the Decree. Accordingly, the Court intends to issue an *Amended Partial Decree* to correct the clerical error in accordance with the attached.

Therefore, IT IS ORDERED that a hearing will be held on this matter on **April 17, 2007, at 1:30 p.m.** at the Snake River Basin Adjudication Courthouse, 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 406128 when prompted.

Dated: March 13, 2007


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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 21-12975

NAME AND ADDRESS: HENRY KOPFINGER
ROSE KOPFINGER
3010 YALE KILGORE RD
ISLAND PARK, ID 83429

SOURCE: BUNKHOUSE SPRING TRIBUTARY: SHEEP CREEK

QUANTITY: 0.05 CFS
9.30 AFY

The quantity of water under this right for domestic use shall
not exceed 13,000 gallons per day.

PRIORITY DATE: 03/04/1966

POINT OF DIVERSION: T14N R42E S31 LOT 5 (SESESW) Within Fremont County
LOT 5 (SESESW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-01	0.05 CFS
	Domestic	01-01 TO 12-31	9.30 AFY
			0.02 CFS

PLACE OF USE: Irrigation Within Fremont County
T13N R42E S06 LOT 5 (SWNW) 3.1
3.1 Acres Total
Domestic Within Fremont County
Same as Irrigation

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

The quantity of water decreed for this water right for domestic
use is not a determination of historical beneficial use.

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 AND NOTICE OF HEARING THEREON was mailed on March 13, 2007, with sufficient first-class postage to the following:

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

HENRY KOPFINGER
ROSE KOPFINGER
3010 YALE KILGORE RD
ISLAND PARK, ID 83429