

RECEIVED

JUL 31 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2007 JUL 31 AM 5 46

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 63-18371
)
)
)
)
)
)
)

Case No. 39576

NOTICE OF INTENT TO CORRECT
CLERICAL ERROR AND ISSUE AMENDED
PARTIAL DECREE

On December 16, 2005 the *Director's Report (Idaho Department of Water Resources, Director's Report, Basin 63, Part II)* was filed and included a recommendation for the above-captioned water right claim. No objections were filed to the director's recommendation. Prior to the hearing held on the uncontested rights for Basin 63, the Court discovered a clerical error in the recommendation; to wit: there was no acreage limitation for the Place of Use element of the water right. The Court withheld issuance of the partial decree. On July 19, 2007, this Court received correspondence from the Idaho Department of Water Resources confirming the clerical error in the *Director's Report* regarding the legal description of the irrigation acreage for the water right. The irrigation acreage limitation under place of use should be 0.5 acre.

Therefore, it is the intent of the Court to issue a ***Partial Decree*** for this water right consistent with the attached draft ***Partial Decree***. If any party shall have an objection to the intended changes, they may submit any objections to the Court and a hearing will then be held on the matter. The deadline for receipt of such objections is August 28, 2007. However, if there are no objections, a ***Partial Decree*** will be issued.

DATED: July 30, 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 CO., IDAHO

AMENDED

FILED

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-18371

2007 JUL 31 AM 5 46

NAME AND ADDRESS: CHURCH OF CHRIST CHRISTIAN
RT 1 BOX 169
STAR, ID 83669

SOURCE: GROUND WATER

QUANTITY: 0.06 CFS
2.25 AFY

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

PRIORITY DATE: 06/01/1904

POINT OF DIVERSION: T04N R01W S08 SWSW Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.02 CFS
			2.25 AFY
	Domestic	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Irrigation Within Ada County
T04N R01W S08 SWSW 0.05
0.05 Acres Total

Domestic Within Ada County
T04N R01W S08 SWSW

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

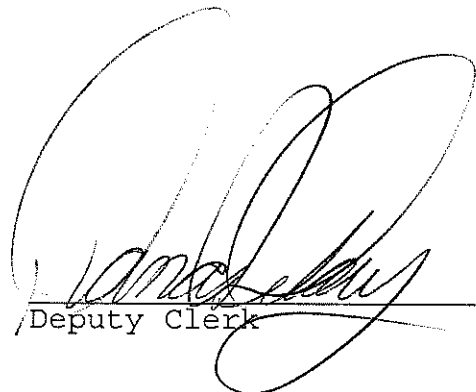
John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the NOTICE OF INTENT TO CORRECT CLERICAL ERROR AND ISSUE AMENDED PARTIAL DECREE was mailed on July 31, 2007, with sufficient first-class postage to the following:

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

CHURCH OF CHRIST CHRISTIAN
RT 1 BOX 169
STAR, ID 83669
Phone: 208-286-7626

A large, stylized handwritten signature in black ink, likely belonging to the Deputy Clerk, is written over a horizontal line.