

AUG 01 2007
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - GRBA
TWIN FALLS CO., IDAHO
FILED

2007 JUL 31 AM 5 42

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 63-31071

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: the number of acres was missing under the irrigation Place of Use element. The Court withheld issuance of the partial decree. On July 19, 2007, the Court received correspondence from the Idaho Department of Water Resources confirming the clerical error in the *Director's Report* and included the correct acreage breakdown, with a total designation of thirty (30) acres.

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

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

The quantity of water decreed for this water right for stockwater 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

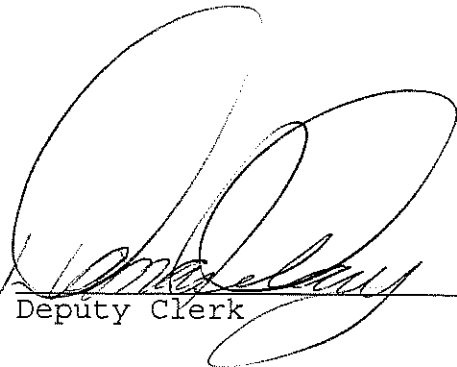
John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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

H LARRY LEASURE
416 S 8TH ST STE 200
BOISE, ID 83702
Phone: 208-345-1842

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