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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2009 DEC 7 PM 12 39

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	)	ORDER OF AMENDED PARTIAL DECREES
	)	
Case No. 39576	)	For Water Rights: 73-00108, 73-02053 &
	)	73-07025
	)	(Circle PI LLC)

On August 6, 2009, a *Partial Decree Pursuant to I.R.C.P. 54(b)* was issued for each of the above-captioned water rights. On December 7, 2009, claimant, Circle PI LLC filed correspondence notifying this Court of an error in said *Partial Decrees*. Upon review of the files the Court finds that the *Partial Decrees* were issued with the incorrect ownership. The Court finds this omission to be the result of a clerical error.

Therefore, IT IS ORDERED that the above-captioned water rights are hereby **decreed** as set forth in the attached *Amended Partial Decrees Pursuant to I.R.C.P. 54(b)*. The previously issued *Partial Decrees* are replaced and superseded thereby.

DATED: December 7, 2009.


JOHN M. MELANSON
Presiding Judge, *Pro Tem*
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

FILED

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 73-00108

2009 DEC 7 PM 12 39

NAME AND ADDRESS: CIRCLE PI LLC
PO BOX 2295
MAY, ID 83253

SOURCE: SPRING TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 1.20 CFS

PRIORITY DATE: 11/28/1904

POINT OF DIVERSION: T14N R22E S07 SWNE Within Custer County
SENW (Injection)
LOT 3 (NWSW) (Rediversion)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	1.20 CFS

PLACE OF USE:	Irrigation	Within Custer County
T14N R21E S01	SWNW 0.2 NWSW 28.0 SESW 9.4	NESW 0.6 SWSW 39.0
S02	SWNE 27.0 NESE 38.0 SWSE 17.0	SENE 15.0 NWSE 26.0 SESE 40.0
S11	NENE 18.0	
S12	NENW 18.0 SWNW 23.0	NWNW 40.0 SENW 9.6
348.8 Acres Total		

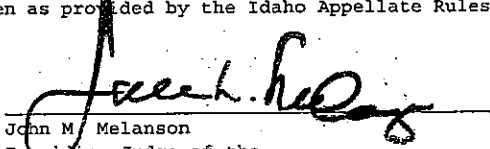
This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season. Right Nos. 73-6, 73-12, 73-10063, 73-105, 73-107, 73-108, 73-114, 73-2015 and 73-2053 are limited to the irrigation of a combined total of 348.8 acres in a single irrigation season. Right Nos. 73-6, 73-12, 73-10063, 73-105, 73-107, 73-108, 73-114, 73-2015, 73-2053 and 73-7025 are limited to the irrigation of a combined total of 352.8 acres in a single irrigation season. Place of use does not include federal public lands.

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

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

FILED

2009 DEC 7 PM 12 39

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 73-02053

NAME AND ADDRESS: CIRCLE PI LLC
PO BOX 2295
MAY, ID 83253

SOURCE: SPRING TRIBUTARY: PATTERSON CREEK

QUANTITY: 0.40 CFS

PRIORITY DATE: 10/04/1909

POINT OF DIVERSION: T14N R22E S07 NENE Within Lemhi County
LOT 3 (NWSW) (Rediversion)
SENW (Injection)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.40 CFS

PLACE OF USE:	Irrigation	Within Custer County
T14N R21E S01	SWNW 0.2	NESW 0.6
	NWSW 28.0	SWSW 39.0
	SESW 9.4	
S02	SWNE 27.0	SENE 15.0
	NESE 38.0	NWSE 26.0
	SWSE 17.0	SESE 40.0
S11	NENE 18.0	
S12	NENW 18.0	NWNW 40.0
	SWNW 23.0	SENW 9.6
348.8 Acres Total		

Right Nos. 73-6, 73-12, 73-10063, 73-105, 73-107, 73-108, 73-114, 73-2015, 73-2053 and 73-7025 are limited to the irrigation of a combined total of 352.8 acres in a single irrigation season.

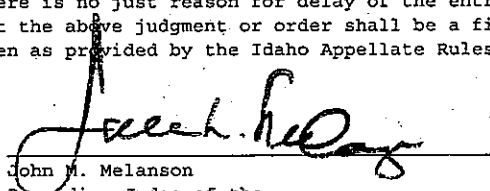
Right Nos. 73-6, 73-12, 73-10063, 73-105, 73-107, 73-108, 73-114, 73-2015 and 73-2053 are limited to the irrigation of a combined total of 348.8 acres in a single irrigation season. This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season. Place of use does not include federal public lands.

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

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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2009 DEC 7 PM 12 39

In Re SRBA)
Case No. 39576)
_____)

AMENDED
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 73-07025

NAME AND ADDRESS: CIRCLE PI LLC
PO BOX 2295
MAY, ID 83253

SOURCE: GROUND WATER

QUANTITY: 2.12 CFS
318.00 AFY

PRIORITY DATE: 12/07/1973

POINT OF DIVERSION: T14N R21E S12 NWNW Within Custer County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	2.12 CFS 318.00 AFY

PLACE OF USE:	Irrigation	Within Custer County
	T14N R21E S02 SWSE 20.0	SESE 39.0
	S11 NENE 20.0	
	S12 SWNW 27.0	
	106.0 Acres Total	

Right Nos. 73-6, 73-12, 73-10063, 73-105, 73-107, 73-108,
73-114, 73-2015, 73-2053 and 73-7025 are limited to the
irrigation of a combined total of 352.8 acres in a single
irrigation season.

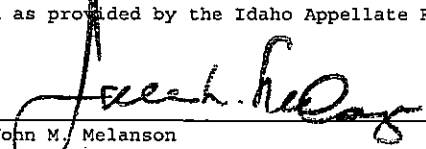
Place of use does not include federal public lands.

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

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREES was mailed on December 07, 2009, with sufficient first-class postage to the following:

UNITED STATES OF AMERICA

Represented by:

US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CIRCLE PI LLC

PO BOX 2295

MAY, ID 83253

Phone: 208-876-4276

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

