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DEPARTMENT OF
WATER RESOURCES

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

JUL - 1 2011

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

) Water Right Nos.: 75-14507

)

Case No. 39576

) NOTICE OF COURT'S INTENT TO

) ISSUE AMENDED PARTIAL DECREE,

) AND NOTICE OF HEARING THEREON

A *Partial Decree* was issued for the above-captioned water right on January 4, 2011. On June 29, 2011, the Clerk of the Court received correspondence from the Idaho Department of Water Resources notifying the Court that the *Partial Decree* for the above-captioned water right contains an error with respect to the source element. A copy of the correspondence is attached hereto as Exhibit A. The correspondence asserts that while the *Partial Decree* lists the source of Carmen Creek as being tributary to the Lemhi River this is incorrect, and that the source of Carmen Creek should be listed as being tributary to the Salmon River. Therefore, it is the intent of the Court to issue an *Amended Partial Decree* correcting the above-mentioned clerical error in accordance with the attached Exhibit B.

Therefore, IT IS ORDERED that a hearing will be held on this matter on **November 15, 2011, 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 1-215-446-0193 and when prompted entering code 406128 followed by the # sign.

Dated: _____

July 1, 2011

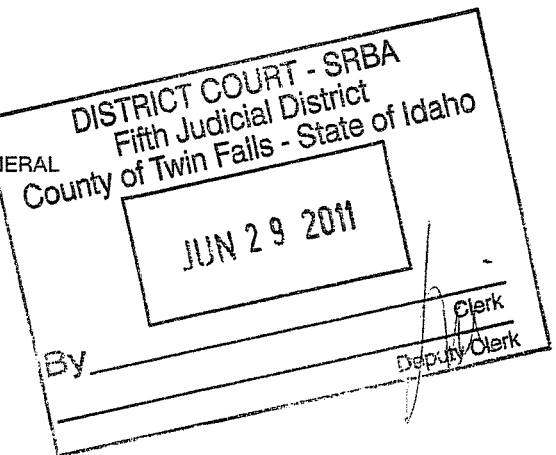
[Signature]

ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

June 27, 2011



Hon. Eric Wildman
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

RE: Subcase No. 75-14507 (Edwards)

Dear Judge Wildman:

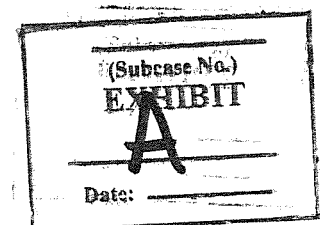
It has been brought to IDWR's attention a clerical error exists on the Partial Decree issued for Subcase No. 75-14507 (Edwards). The Partial Decree lists the source of Carmen Creek as being tributary to the Lemhi River. This is factually incorrect. Carmen Creek is tributary to the Salmon River, not the Lemhi River.

The Department requests that the Court set aside and amend the partial decree reflecting Carmen Creek as being tributary to the Salmon River.

Sincerely,

GARRICK L. BAXTER
Deputy Attorney General for the
Idaho Department of Water Resources

cc: Lowell & Jennifer Edwards
John Burns



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 75-14507

NAME AND ADDRESS: JENNIFER EDWARDS
LOWELL EDWARDS
PO BOX 176
CARMEN, ID 83462

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.07 CFS

PRIORITY DATE: 04/01/1915

POINT OF DIVERSION: T22N R22E S02 LOT 4 (NWNW) Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.07 CFS

PLACE OF USE: Irrigation Within Lemhi County
T22N R22E S02 SWNW 3.2
3.2 Acres Total

Right Nos. 75-14507, 75-14539 and 75-14541 are limited to the
irrigation of a combined total of 3.2 acres in a single
irrigation season.

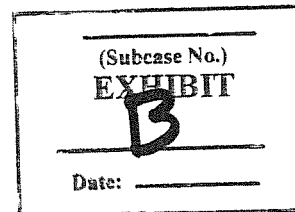
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

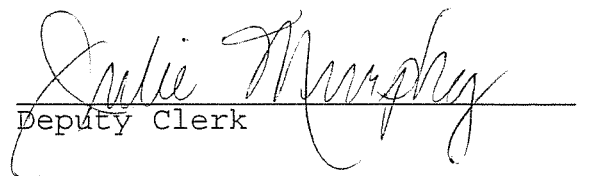


CERTIFICATE OF MAILING

I certify that a true and correct copy of the NOTICE OF COURT'S INTENT TO ISSUE AMENDED PARTIAL DECREE AND NOTICE OF HEARING THEREON was mailed on July 01, 2011, with sufficient first-class postage to the following:

JENNIFER EDWARDS
LOWELL EDWARDS
PO BOX 176
CARMEN, ID 83462

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".