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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN 13 2012	
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

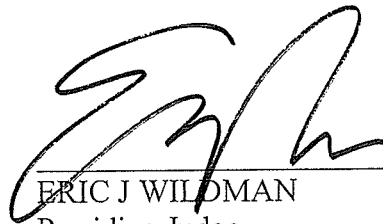
Subcase: 74-618

NOTICE OF COURT'S INTENT TO ISSUE
AN AMENDED PARTIAL DECREE

On July 12, 2007, this Court issued a *Partial Decree* for Water Right 74-618. On January 6, 2012, the Idaho Department of Water Resources notified the court of an error in the description of the Source element. The Source was listed as "Springs," but the Tributary description was omitted. The Tributary description should be Gertson Creek.

Therefore, it is the intent of the Court to issue an *Amended Partial Decree* for this water right consistent with the attached draft *Amended Partial Decree*. If any party shall have an objection to the intended change, 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 February 28, 2012. However, if there are no objections, an *Amended Partial Decree* will be issued.

DATED January 13, 2012


ERIC J WILOMAN
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

AMENDED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 74-00618

NAME AND ADDRESS: JANICE MARTIN
ROMALDO MARTIN
1192 FALLON RD
HOLLISTER, CA 95023

SOURCE: SPRINGS TRIBUTARY: GERTSON CREEK

QUANTITY: 0.06 CFS

PRIORITY DATE: 06/01/1947

POINT OF DIVERSION: T21N R23E S09 SWNE Within Lemhi County

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

PLACE OF USE: Irrigation Within Lemhi County
T21N R23E S09 SWNE 1.0
1.0 Acres Total

Domestic Within Lemhi County
Same as Irrigation

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.

DRAFT

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 AN AMENDED PARTIAL DECREE was mailed on January 13, 2012, with sufficient first-class postage to the following:

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

JANICE MARTIN
ROMALDO MARTIN
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Phone: 831-637-7878