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DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
APR - 2 2012
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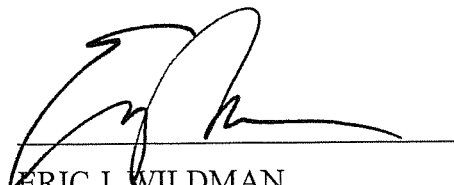
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) Water Right No.: 01-10488
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 February 29, 2012. The Court subsequently identified an error in the *Partial Decree* with respect to the point of diversion element. The *Standard Form 5* filed by the parties on October 12, 2010 identified the points of diversions for this water right as being located in "T10S" within Jerome County. The subsequent *Special Master's Report and Recommendation* and *Partial Decree* erroneously identify the points of diversions as being located in "T01S" within Jerome County. The Court finds this error to be the result of clerical error. Therefore, it is the intent of the Court to issue an ***Amended Partial Decree*** correcting the above-mentioned clerical error pursuant to Idaho Rule of Civil Procedure 60(a) in accordance with the attached Exhibit A.

Therefore, IT IS ORDERED that a hearing will be held on this matter on **July 17, 2012, 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: April 2, 2012


ERIC J. WILDMAN
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 01-10488

NAME AND ADDRESS: NORTH SIDE CANAL CO LTD
921 N LINCOLN AVE
JEROME, ID 83338

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 82.66 CFS

The rights listed below are limited to a total combined diversion rate of 4132 cfs. Combined Right Nos.: 1-5, 1-16, 1-210, 1-212, 1-213 and 1-10488.

PRIORITY DATE: 03/17/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION: T10S R21E S22 SESE Within Jerome County
S28 LOT 5 (SWSWNW)
LOT 5 (SWNW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	82.66 CFS

PLACE OF USE:

158200 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Place of use is within the area served by North Side Canal Company.

The rights listed below are limited to the irrigation of a combined total of 158,200 acres in a single irrigation season. Combined Right Nos.: 1-5, 1-16, 1-210, 1-212, 1-213, 1-10488 and 37-507.

Place of use does not include federal public lands.

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

This right is based upon an enlargement of Right Nos. 1-5, 1-16, 1-210, 1-212 and 1-213 pursuant to Section 42-1426, Idaho Code.

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).

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 April 02, 2012, with sufficient first-class postage to the following:

MAGIC VALLEY GROUND WATER
NORTH SNAKE GROUND WATER

Represented by:
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101 S CAPITOL BLVD, STE 300
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Phone: 208-395-0011

BLACKFOOT IRRIGATION CO
FREMONT MADISON IRRIGATION
UNITED CANAL CO

Represented by:
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Phone: 208-356-3633

STATE OF IDAHO

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