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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho APR - 6 2012 By _____ Clerk Deputy Clerk
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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

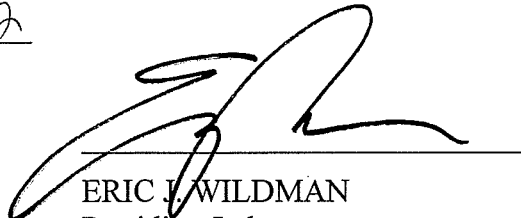
In Re SRBA	)	Water Right No.: 75-00005
	)	
Case No. 39576	)	NOTICE OF COURT'S INTENT TO
	)	ISSUE AMENDED PARTIAL DECREE,
	)	AND NOTICE OF HEARING THEREON
	)	
	)	
	)	
	)	
	)	

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 source element. The *Standard Form 5* filed by the parties on December 27, 2011 included a remark under the source element providing "Water Right No. 75-5 will maintain its April 1, 1894, priority at the Pollard Canyon Creek point of diversion." The April 1, 1894 priority date referred to in the remark was erroneously transcribed in the source element of the subsequent *Special Master's Report and Recommendation* and *Partial Decree* as "April 1, 1984." 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. However, no cell phones or speaker phones will be permitted as they interfere with our sound system making the proceeding difficult to accurately record.

Dated: April 6, 2012



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

AMENDED

Water Right 75-00005

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SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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 April 06, 2012, with sufficient first-class postage to the following:

ARROWHEAD WATER DISTRICT

Represented by:
JERRY R. RIGBY
25 N 2ND E
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REXBURG, ID 83440-0250
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Represented by:
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Represented by:
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POCATELLO, ID 83204-1391
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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".