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MAY 22 2013

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 21 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	) Subcase 83-11974
	)
Case No. 39576	) ORDER GRANTING MOTION TO
	) ALTER OR AMEND TO CORRECT
	) CLERICAL ERROR
	)
	) AMENDED SPECIAL MASTER'S
_____	) REPORT

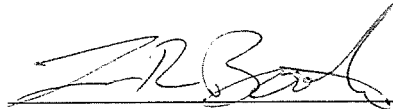
I. FINDINGS OF FACT

On April 30, 2013, the claimant of the above-captioned water right, the State of Idaho, Department of Lands, through Deputy Attorney General Tyson K. Nelson, filed a *Motion to Alter or Amend Special Master's Report and Recommendation* for the purpose of correcting three clerical errors in the recommendation. The *Motion* is **granted**.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein, IT IS RECOMMENDED that water right 83-11974 be **decreed** with the elements as set forth in the attached *Amended Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated May 21, 2013



Theodore R. Booth
Special Master
Snake River Basin Adjudication

In Re SRBA) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 83-11974

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

PLACE OF USE (continued)

S14	SWSE	SESE
	NENE	NWNE
	SWNE	SENE
	NENW	NWNW
	SWNW	SESW
	NESW	NWSW
	SWSW	SESW
	NESE	NWSE
S12	SWSE	SESE
	NENE	NWNE
	SWNE	SENE
	NENW	NWNW
	SWNW	SESW
	NESW	NWSW
	SWSW	SESW
	NESE	NWSE
S14	SWSE	SESE
	NENE	NWNE
	SWNE	SENE
	NENW	NWNW
	SWNW	SESW
	NESW	NWSW
	SWSW	SESW
	NESE	NWSE

Fire Protect from Storage Within Clearwater County

T38N R02E S04 LOT 1 (NENE) LOT 2 (NWNE)

LOT 3 (NENW) LOT 4 (NWNW)

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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
State of Idaho

RECOMMENDATION

AMENDED
MAY 21 2013

SPECIAL MASTER

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO ALTER OR AMEND TO CORRECT CLERICAL ERROR AND AMENDED SPECIAL MASTER'S REPORT was mailed on May 21, 2013, with sufficient first-class postage to the following:

STATE OF IDAHO

Represented by:
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STATE OF IDAHO
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