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OCT 23 2013

DEPARTMENT OF
WATER RESOURCES

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

OCT 22 2013

By

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

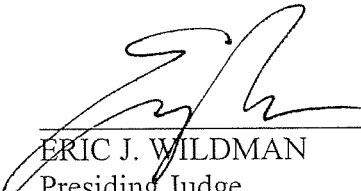
Case No. 39576

) Water Right Claim: 29-07161
)
) ORDER AMENDING PARTIAL
) DECREE *NUNC PRO TUNC* TO
) CORRECT CLERICAL ERROR; I.R.C.P.
) 60(a)

On March 22, 2004, a *Partial Decree* was issued for the above-captioned water right. The Court subsequently identified that the signature line of the *Partial Decree* was erroneously omitted, and the *Partial Decree* does not contain the signature of the presiding judge. This Court finds that the lack of a signature on the *Partial Decree* to be the result of a clerical error.

Therefore, pursuant to I.R.C.P. 60(a), IT IS ORDERED that the *Partial Decree* for the water right 29-07161 is hereby amended *nunc pro tunc* to correct the clerical error as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated October 22, 2013.


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)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 29-07161

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

OCT 22 2013

NAME AND ADDRESS: PHILLIPS LIVING TRUST
25847 S MARSH VALLEY RD
DOWNEY, ID 83234-1733

SOURCE: GROUND WATER

QUANTITY: 1.76 CFS
665.00 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.76 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 751 AF. COMBINED RIGHT
NOS.: 29-07161, 29-07265

PRIORITY DATE: 11/26/1973

POINT OF DIVERSION: T12S R36E S12 NWNE Within Bannock County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.76 CFS 665.00 AFY

PLACE OF USE:	Irrigation	Within Bannock County
	T12S R36E S12	NENE 30.0 NWNE 9.0 SWNE 25.0 SENE 31.0 NESW 2.0 SESW 15.0 NESE 40.0 NWSE 38.0 SWSE 40.0 SESE 40.0
	270.0 Acres Total	

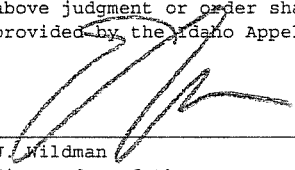
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 270 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-07161, 29-07265
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 190 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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 ORDER AMENDING PARTIAL DECREE NUNC PRO TUNC TO CORRECT CLERICAL ERROR; I.R.C.P. 60(A) was mailed on October 22, 2013, with sufficient first-class postage to the following:

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

PHILLIPS LIVING TRUST
25847 S MARSH VALLEY RD
DOWNEY, ID 83234-1733