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DEPARTMENT OF
WATER RESOURCES

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

OCT 22 2013

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

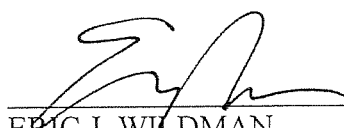
Case No. 39576

) Water Right Claim: 45-13773
)
) ORDER AMENDING PARTIAL
) DECREE *NUNC PRO TUNC* TO
) CORRECT CLERICAL ERROR; I.R.C.P.
) 60(a)

On May 13, 2003, 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 45-13773 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 45-13773

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

OCT 22 2013

NAME AND ADDRESS: ARDEL W WICKEL
JUDY M WICKEL
1084 E 300 N
DECLO, ID 83323

SOURCE: GROUND WATER

QUANTITY: 0.66 CFS

By _____ Clerk
_____ Deputy Clerk

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 4.38 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1884 AF. COMBINED RIGHT NOS. 45-7336 and
45-13773

PRIORITY DATE: 03/15/1968

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 R25E S20 SENWNE Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.66 CFS 284.00 AFY

PLACE OF USE:	Irrigation	Within Cassia County
	T10S R25E S20	
	NENE 39.0	NWNE 40.0
	SWNE 40.0	SENE 39.0
	NENW 40.0	NWNW 33.0
	SWNW 30.0	SENW 40.0
	NESW 31.0	SESW 15.0
	NESE 39.0	NWSE 40.0
	SWSE 26.0	SESE 19.0
	471.0 Acres Total	

THIS RIGHT IS FOR AN ENLARGEMENT OF 71 ACRES WITHIN THE PLACE OF
USE DESCRIBED FOR THIS RIGHT.

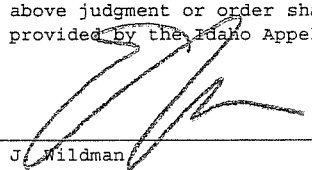
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 45-7336
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).

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

ARDEL W WICKEL
JUDY M WICKEL
1084 E 300 N
DECLO, ID 83323
Phone: 208-654-2341