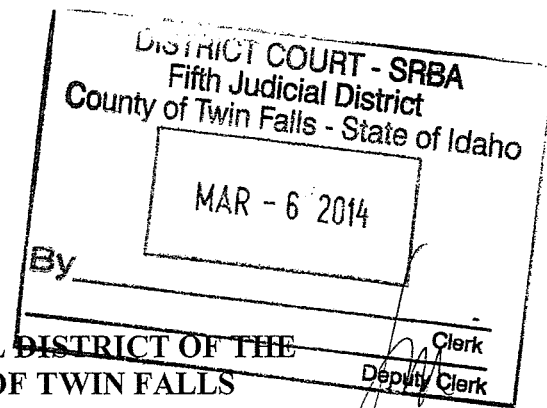




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) ORDER WITHDRAWING PARTIAL
) DECREE

) Water Right Claim: 45-2250B
)
)
)
)
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DEPARTMENT OF
WATER RESOURCES

On September 7, 2004, the Director of the Idaho Department of Water Resources ("Department") filed his *Director's Report for Irrigation and Other, Reporting Area 10, IDWR Basin 45*, which included a recommendation for the above-captioned water right claim. The recommendation for the claim was uncontested. However, before the entry of a *Partial Decree* for the uncontested claim, the Department filed a *Notice of Completed Administrative Proceeding* ("NCAP") informing the Court of an intervening administrative transfer resulting in a changes to the elements of the right. The NCAP was accompanied by an *Amended Director's Report* for the claim. The NCAP and *Amended Director's Report* proceeded on standard Docket Sheet Notice. No objections were filed to the *Amended Director's Report*.

On May 6, 2005, the Court erroneously entered a *Partial Decree* for the above-captioned water right based on the original *Director's Report*. The entry of the *Partial Decree* was inconsistent with, and contrary to, the *Amended Director's Report* filed by the Department, and was issued through a clerical error of the Court arising from oversight. On June 29, 2005, the Court correctly entered a *Partial Decrees* for the above-captioned water right consistent with the *Amended Director's Report*. The June 29, 2005 *Partial Decree* did not, however, recognize or address the Court's previous issuance of a *Partial Decree* for the above-captioned water right on May 6, 2005.

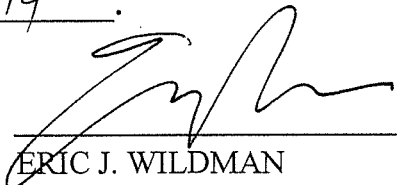
Therefore, for the reasons set forth above, and pursuant to Idaho Rule of Civil Procedure 60(a), the Court finds that its issuance of the *Partial Decree* for the above-captioned water right on May 6, 2005, to be the result of clerical error.

THEREFORE, THE FOLLOWING ARE HEREBY ORDERED:

1. The *Partial Decree* entered by this Court on May 6, 2005, for the above-captioned water right claim was entered as a result of clerical error and **is hereby withdrawn**, and is no longer of any force or effect.
2. The *Partial Decree* entered by this Court on June 29, 2005, remains in full effect and force.

DATED

March 6, 2014.



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER WITHDRAWING PARTIAL DECREE was mailed on March 06, 2014, with sufficient first-class postage to the following:

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

H&S FARMS LIMITED PARTNERSHIP
1687 S HWY 27
OAKLEY, ID 83346
Phone: 208-862-3629

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".