

RECEIVED

MAR 24 2014

DEPARTMENT OF  
WATER RESOURCES

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

MAR 21 2014

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

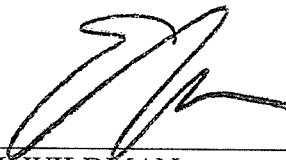
Case No. 39576

) Water Right Claim: 31-10105  
)  
) ORDER AMENDING PARTIAL  
) DECREE *NUNC PRO TUNC* TO  
) CORRECT CLERICAL ERROR; I.R.C.P.  
) 60(a)  
)  
)

On June 24, 1998, 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 left blank, 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 31-10105 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 March 21, 2014

  
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**

**NUNC PRO TUNC**

In Re SRBA )  
 )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 31-10105

**RECEIVED**

**MAR 24 2014**

**DEPARTMENT OF  
WATER RESOURCES**

|                                              |              |
|----------------------------------------------|--------------|
| <b>DISTRICT COURT - SRBA</b>                 |              |
| <b>Fifth Judicial District</b>               |              |
| <b>County of Twin Falls - State of Idaho</b> |              |
| <b>JUN 24 1998</b>                           |              |
| By _____                                     | Clerk        |
| _____                                        | Deputy Clerk |

NAME AND ADDRESS: HOGGAN BROTHERS INC  
1968 E 1800 N  
HAMER, ID 83425

SOURCE: GROUNDWATER

QUANTITY: 0.10 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

PRIORITY DATE: 06/01/1960

POINT OF DIVERSION: T06N R35E S02 NWNE Within Jefferson County

**PURPOSE AND**

| PERIOD OF USE: | PURPOSE OF USE   | PERIOD OF USE  | QUANTITY |
|----------------|------------------|----------------|----------|
|                | Stockwater       | 01-01 TO 12-31 | 0.10 CFS |
|                | Domestic 3 HOMES | 01-01 TO 12-31 | 0.10 CFS |

|               |               |                         |
|---------------|---------------|-------------------------|
| PLACE OF USE: | Stockwater    | Within Jefferson County |
|               | T06N R35E S02 | NWNE                    |
|               | Domestic      | Within Jefferson County |
|               | T06N R35E S02 | NWNE                    |

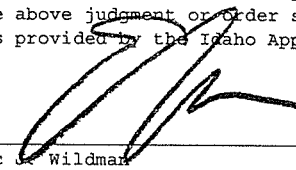
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT 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 A. 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 March 21, 2014, with sufficient first-class postage to the following:

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

HOGGAN BROTHERS INC  
1968 E 1800 N  
HAMER, ID 83425  
Phone: 208-374-5424

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".