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APR 25 2014
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
APR 16 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

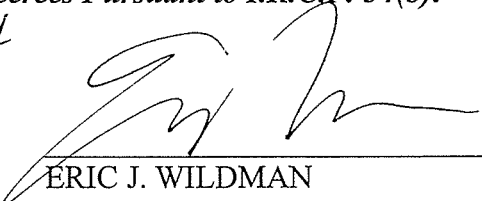
) Subcase Nos.: 74-2088, 74-2095, 74-2148
) and 74-15663
)
) ORDER GRANTING MOTION TO SET
) ASIDE AND AMEND PARTIAL
) DECREE TO CORRECT CLERICAL
) ERROR
)
) ORDER OF AMENDED PARTIAL
) DECREES
)

Partial Decrees were issued for the above-captioned water rights on October 26, 2009. On January 16, 2014, the Clerk of the Court received correspondence from F. James Whittaker, claimant of the above-captioned water rights, asserting that the *Partial Decrees* contain clerical errors in the point of diversion element. The Court treated the correspondence as a *Motion to Set Aside and Amend Partial Decree to Correct Clerical Error*. A hearing on the *Motion* was held before the Court on April 15, 2014. No one appeared in opposition to the *Motion*. Following a review of the file and after hearing the comments made in open court, the Court found, for the reasons stated on the record, that good cause exists for granting the instant *Motion*.

THEREFORE, THE FOLLOWING ARE ORDERED:

1. The *Partial Decrees* previously entered for the above-captioned water rights are **hereby set aside**.
2. The above-captioned water rights shall hereby be **decreed** with the elements set forth in the attached *Amended Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED: April 16, 2014


ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO SET ASIDE & AMEND PARTIAL DECREE / ORDER OF AMENDED PARTIAL DECREES was mailed on April 16, 2014, with sufficient first-class postage to the following:

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