

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
SEP 12 2012	
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	) Basin-Wide Issue 16
	) Subcase No: 00-92099
Case No. 39576	) (In Re: Form and Content of Final Unified
	) Decree)
	)
	) ORDER AMENDING IN PART ORDER
	) CLOSING CLAIMS TAKING IN
	) BASINS 21, 22, 29, 32, 33, 65, 67, 69, 71,
	) 72, 73, 74, 75, 77, 78 and 79 AND
	) DISALLOWAL OF UNCLAIMED
	) WATER RIGHTS
	)
	)

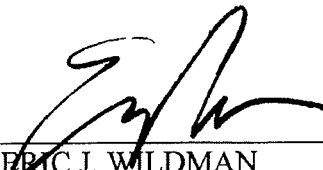
On April 25, 2012, this Court issued an *Order Closing Claim Taking in Basins 21, 22, 29, 32, 33, 65, 67, 69, 71, 72, 73, 74, 75, 77, 78 and 79 and Disallowal of unclaimed water rights* ("Order") in the above-captioned subcase as well as in main case no. 00-39576. Among other things, the *Order* decreed as disallowed water right nos. 29-7459, 29-7743 and 75-7052 on the grounds that those water rights were required to be claimed in the Snake River Basin Adjudication ("SRBA"), but no timely claims were filed. The Clerk of The Court subsequently received correspondence from the Idaho Department of Water Resources informing the Court that claims for water right nos. 29-7459, 29-7743 and 75-7052 were not required to be filed in the SRBA because proof of beneficial use of those water rights was not submitted to the Department until after the commencement of the SRBA. As a result, the Department informed the Court that water right nos. 29-7459, 29-7743 and 75-7052 were erroneously disallowed in the *Order*. The Court finds this error to be a clerical error under Idaho Rule of Civil Procedure 60(a).

THEREFORE THE FOLLOWING ARE HEREBY ORDERED:

1. This Court's *Order Closing Claim Taking in Basins 21, 22, 29, 32, 33, 65, 67, 69, 71, 72, 73, 74, 75, 77, 78 and 79 and Disallowal of unclaimed water rights* dated April 25, 2012, is hereby amended to remove water right nos. 29-7459, 29-7743 and 75-7052 from the list of water rights attached as Exhibit 1 to that *Order* that were decreed as disallowed.

2. Aside from the amendment set forth in Paragraph 1 above, the remainder of the *Order Closing Claim Taking in Basins 21, 22, 29, 32, 33, 65, 67, 69, 71, 72, 73, 74, 75, 77, 78 and 79 and Disallowal of unclaimed water rights* is unaltered, and shall remain in full effect and force.

Dated September 12, 2012.


ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER AMENDING IN PART ORDER CLOSING CLAIMS AND DISALLOWAL OF UNCLAIMED WATER RIGHTS was mailed on September 12, 2012, with sufficient first-class postage to the following:

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~~IN RE: FORM AND CONTENT OF
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