

**State of Idaho****DEPARTMENT OF WATER RESOURCES**

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov**C.L. "BUTCH" OTTER**
Governor**CARY SPACKMAN**
Director

April 22, 2015

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2720
Twin Falls, ID 83303-2707
Via Facsimile: 208-736-2121

RE: Water Right 22-11429
Withdrawal of Request for Correction of Error

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
APR 22 2015
By _____ Clerk Deputy Clerk

Dear Clerk:

On April 16, 2015, the Idaho Department of Water Resources (IDWR) filed a Request for Correction of Error on the partial decrees of 2 unrelated Basin 22 water rights, 22-10006 and 22-11429. Shortly thereafter, the Court notified IDWR that the requested changes to the partial decree of water right 22-11429 (decreed to Zelda Mortensen) had been made in an amended partial decree issued in April 2000 (see enclosed).

Unfortunately, IDWR did not have record of the 2000 amendment to the partial decree on file, and its database reflected the water right information contained in the original partial decree, issued in 1999. Being as the requested changes in the county designation were previously made through the 2000 amendment, IDWR is withdrawing its Request for Correction of Error for water right 22-11429. This request does not impact the Request for Correction of Error filed on water right 22-10006.

Should you have any questions, please don't hesitate to call me at 208-287-4916. Thank you.

Sincerely,

Craig L. Saxton,
Analyst 3

Enc.

CC: Zelda Mortensen
Chief, Natural Resources Division
US DoJ

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

AMENDED
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 22-11429

200 APR 26 AM 11:25
FILED
TWIN FALLS CO, IDAHO

NAME AND ADDRESS: ZELBA MONTENDEM
273 E 5000 N
REXBERG, ID 83440

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS

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

PRIORITY DATE: 03/26/1941

POINT OF DIVERSION: TOWN ROAD 832 NEWSE Within Madison County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.05 CFS

PLACE OF USE:	Stockwater	Within Madison County
	TOWN ROAD 832 NEWSE	
	Domestic	Within Madison County
	TOWN ROAD 832 NEWSE	

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.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication