

DEPARTMENT OF
WATER RESOURCES

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

NOV 20 2013

By

Cler.

Debra C.

**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 NO. 22-07008

(Spring & Lower N Leigh Creek Water Users)

**ORDER OF AMENDED PARTIAL DECREE
TO CORRECT CLERICAL ERROR;
I.R.C.P. 60(a)**

On December 3, 2008, a ***Partial Decree*** was issued for the above-captioned water right. On August 5, 2013, this Court received correspondence from the Idaho Department of Water Resources describing a clerical error in the ***Partial Decree*** for this water right. This Court filed a ***Notice of Court's Intent to Issue Amended Partial Decree and Notice of Hearing Thereon*** on August 9, 2013. Said hearing was held on November 19, 2013, and no objections were filed.

Therefore, IT IS ORDERED pursuant to I.R.C.P. 60(a) that the above-captioned water right be amended as set forth in the attached *Amended Partial Decree*. The previously issued *Partial Decree* is superseded thereby.

DATED: November 20, 2013.

ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

RECEIVED

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DEPARTMENT OF
WATER RESOURCES

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

AMENDED

In Re SRBA)
)
Case No. 39576)
)

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

Water Right 22-07008

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

NOV 20 2013

NAME AND ADDRESS: SPRING & LOWER N LEIGH CREEK
WATER USERS
C/O DALE BRECKENRIDGE
494 N 500 W
TETONIA, ID 83452

SOURCE: BADGER CREEK TRIBUTARY: TETON RIVER

QUANTITY: 36.10 CFS
13081.00 AFY

PRIORITY DATE: 09/18/1963

POINT OF DIVERSION:	T06N R44E S25	SWSWE (Rediversion)	Within Teton County
		NESESE (Rediversion)	
	S26	NENESE (Rediversion)	
		SWNESE (Rediversion)	
	R45E S12	SENESE	
	S22	SWSESW (Rediversion)	
		NESE (Rediversion)	
		NWSE (Rediversion)	
	S23	SENESE (Injection)	
	S29	SWSWSW (Rediversion)	
		SWSWSW (Rediversion)	
		SWSESW (Rediversion)	
	S30	SWSESW (Rediversion)	
		SWSWSE (Rediversion)	
		SWSWSE (Rediversion)	
		SWSWSE (Rediversion)	
	S31	SENESE (Rediversion)	
	LOT 1	(NWNWNW) (Rediversion)	
		NWNE (Rediversion)	
	S32	SWNWNE (Rediversion)	
		SENESE (Rediversion)	
		SENESE (Rediversion)	
		SENESE (Rediversion)	
		SWSWNE (Rediversion)	
		NWNENW (Rediversion)	
		SENESE (Rediversion)	
		NESENE (Rediversion)	
	S33	SWNE (Rediversion)	
		NWSWNE (Rediversion)	
		NESENE (Rediversion)	
		SENESE (Rediversion)	
		NESWNW (Rediversion)	
		NENE (Rediversion)	
	S34	NWNENW (Rediversion)	

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	36.10 CFS
			13081.00 AFY

PLACE OF USE:

4550 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section

PLACE OF USE (continued)

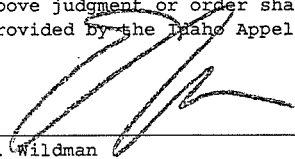
42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary. Place of use is within the area served by Spring & Lower North Leigh Creek Water Users.

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

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 J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

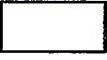


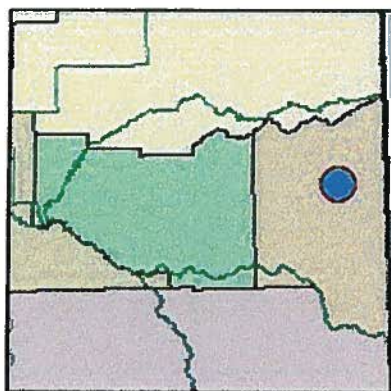
Spring & Lower N Leigh Creek Water Users

SRBA Recommendation: 22-7008

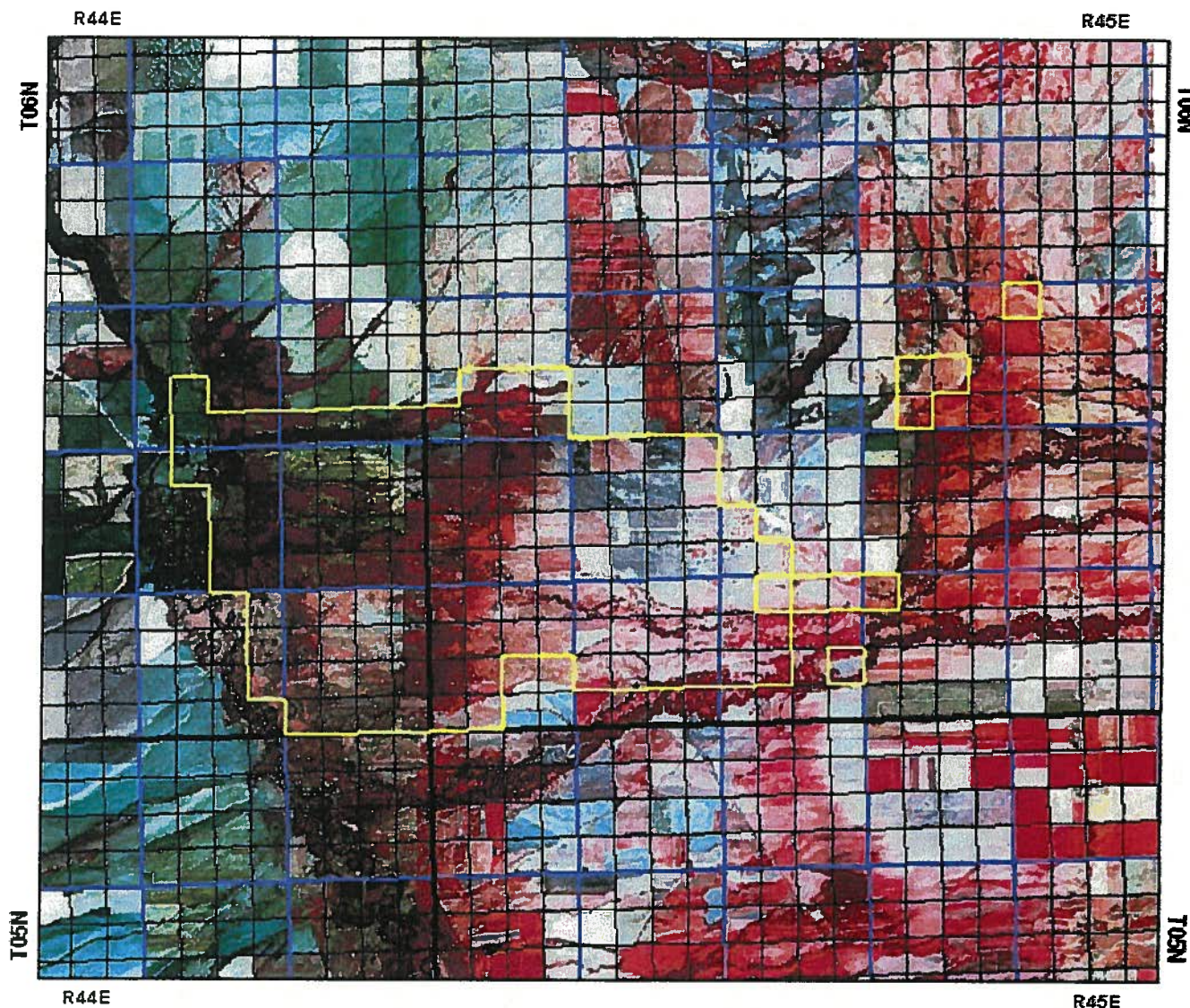
Service Area Boundary
GIS Place of Use Illustration

Legend

-  Service Area
-  Townships
-  PLS Sections
-  Quarter Quarters



Teton County
IDWR Basin 22



0 2 4 Miles

Prepared by T. Galbraith
On Saturday, December 16, 2006
1987/88 Aerial Photography

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREE TO CORRECT CLERICAL ERRORS; I.R.C.P. 60(A) was mailed on November 20, 2013, with sufficient first-class postage to the following:

SPRING & LOWER N LEIGH CREEK
WATER USERS
C/O DALE BRECKENRIDGE
494 N 500 W
TETONIA, ID 83452
Phone: 208-456-2652

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

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".