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JUL 26 2012

DEPARTMENT OF
WATER RESOURCES

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

JUL 25 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

Case No. 39576

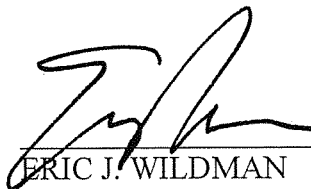
) Water Right Claim: 57-00177A
)
) ORDER AMENDING PARTIAL
) DECREE *NUNC PRO TUNC* TO
) CORRECT CLERICAL ERROR; I.R.C.P.
) 60(a)
)
)

On February 13, 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 omitted, 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 57-00177A 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

July 25, 2012



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

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-00177A

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JUL 25 2012
By _____ Clerk Deputy Clerk

NAME AND ADDRESS: R T NAHAS COMPANY
20630 PATIO DRIVE
CASTRO VALLEY, CA 94546

SOURCE: SINKER CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 2.63 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY
USE OF THIS RIGHT WITH RIGHT NOS. 57-00178A, 57-02217A,
57-02221A, 57-07219A AND 02-07052 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 7.820 CFS.

PRIORITY DATE: 08/20/1885

POINT OF DIVERSION: T03S R01W S13 NWNESW Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	2.63 CFS
	Stockwater	01-01 TO 12-31	0.19 CFS

PLACE OF USE:	Irrigation	Within Owyhee County
	T03S R01E S07 LOT 5 (SWSW)19.0	
	S18 LOT 1 (NWNW)26.0	LOT 2 (SNNW)44.0
		SENW 23.0 NESW 19.0
		SWSE 3.0 SESE 19.0
	S19 NENE 13.0	
	S20 NENE 35.0	NWNE 17.0
		SENE 22.0
		NENW 14.0 NWNW 22.0
		SWNW 37.0 SENW 14.0
		NESW 3.0 NESE 7.0
		NWSE 20.0
	R01W S12 SESE 4.0	
	S13 NENE 11.0	
	391.0 Acres Total	

Stockwater Within Owyhee County
Same as Irrigation

USE OF THIS RIGHT WITH RIGHT NOS. 57-00178A, 57-02217A,
57-02221A, 57-07219A, 57-10469A AND 02-07052 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 391 ACRES IN A SINGLE
IRRIGATION SEASON

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 118 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON

*
PLACE OF USE FOR STOCKWATER IS SAME AS IRRIGATION

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE 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

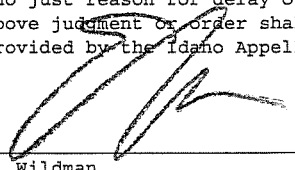
SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREE NUNC PRO TUNC TO CORRECT CLERICAL ERROR; I.R.C.P. 60(A) was mailed on July 25, 2012, with sufficient first-class postage to the following:

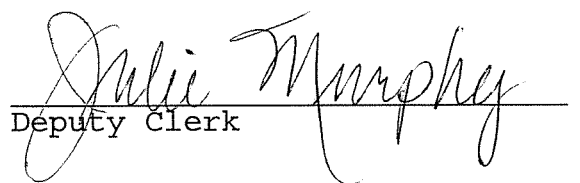
JAY H HULET

Represented by:
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455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

R T NAHAS COMPANY

Represented by:
MATT J. HOWARD
ATTORNEY AT LAW
PO BOX 190012
BOISE, ID 83719
Phone: 208-333-0622

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".