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DEPARTMENT OF
WATER RESOURCES

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

MAR - 7 2011

By

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

Clerk
Deputy Clerk

In Re SRBA

Case No. 39576

) ORDER OF AMENDED PARTIAL
) DECREE TO CORRECT CLERICAL
) ERROR
)
) For Water Right: 75-14025
)
)
)

A *Partial Decree* was issued for the above-captioned water right on January 5, 2011. The *Partial Decree* was entered following the filing of a *Standard Form 5* on October 18, 2010, resolving all objections to the above-captioned water right. In the *Standard Form 5*, the parties agreed to place the following remark in the "Other Provisions Necessary for Definition or Administration of this Water Right" section of the *Partial Decree*: "Place of use does not include federal public lands." However, the above-captioned water right was erroneously decreed without the inclusion of the aforementioned remark, inconsistent with the *Standard Form 5*. This Court finds the exclusion of the remark "Place of use does not include federal public lands" from the *Partial Decree* to be the result of clerical error.

THEREFORE, IT IS HEREBY ORDERED that pursuant to I.C.R.P. 60(a) the *Partial Decree* previously issued for the above-captioned water right is hereby **amended and decreed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated

March 7, 2011



ERIC J. WILDMAN

Presiding Judge

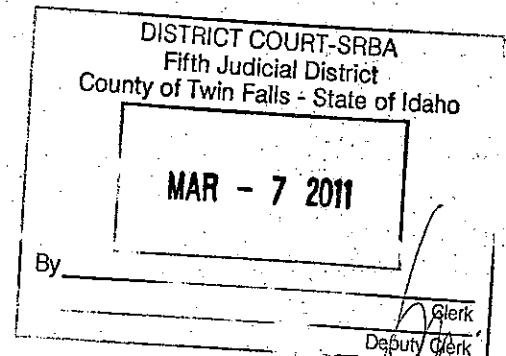
Snake River Basin Adjudication

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 75-14025



NAME AND ADDRESS: LLOYD A TUTOR
SHERYL L TUTOR
HC 60 BOX 52E12
ROUND MOUNTAIN, NV 89045

SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.016 CFS

PRIORITY DATE: 05/01/1875

POINT OF DIVERSION: T23N R22E S35 NENE Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.016 CFS

PLACE OF USE: Irrigation Within Lemhi County

T22N R22E S03 LOT 2 (NWNE) 1.2
T23N R22E S34 SWSE 1.7
2.9 Acres Total

The rights listed below are limited to the irrigation of a combined total of 2.9 acres in a single irrigation season.
Combined Right Nos.: 75-14023, 75-14025, 75-14027 and 75-14029.

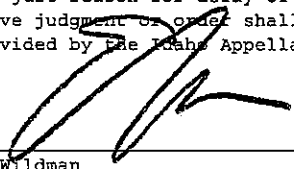
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Place of use does not include federal public lands.

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREE TO CORRECT CLERICAL ERROR was mailed on March 07, 2011, with sufficient first-class postage to the following:

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ORDER

Page 1 3/07/11

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Deputy Clerk