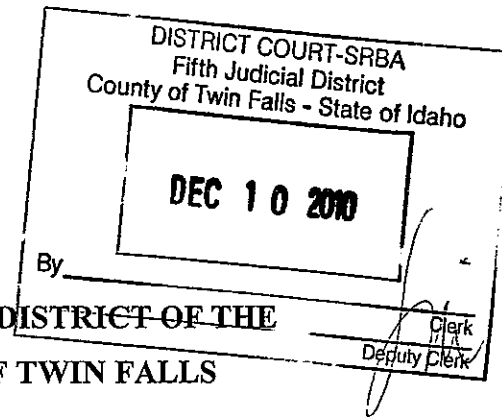


RECEIVED

DEC 13 2010

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

In Re SRBA

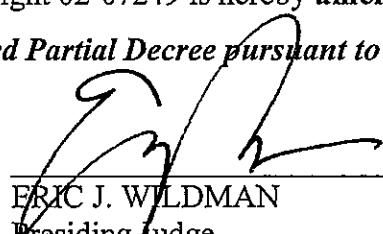
Case No. 39576

) ORDER OF AMENDED PARTIAL
) DECREE TO CORRECT CLERICAL
) ERROR
)
) For Water Right: 02-07249
)
)
)

A *Partial Decree* was issued for the above-captioned water right on December 1, 2010. On December 9, 2010, Salmon Falls Land & Livestock Co., Inc. ("Claimant") filed a *Motion to Amend Order of Partial Decree Pursuant to Rule 60(b)*. The Claimant's *Motion* brought to the Court's attention an error in the *Partial Decree* with respect to the place of use element. Specifically, one of the remarks in the place of use element provides "This right is limited to the irrigation of 1007.2 acres within the place of use described above in a single irrigation season." The remark should read "This right is limited to the irrigation of 1624 acres within the place of use described above in a single irrigation season." The corrected remark is consistent with the *Standard Form 5* filed by the parties on September 2, 2010 in the above-captioned matter. This Court finds the incorrect place of use remark contained in 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 water right 02-07249 is hereby **amended and decreed** as set forth in the attached *Amended Partial Decree pursuant to I.R.C.P. 54(b)*.

Dated December 10, 2010.


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 02-07249

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

DEC 10 2010

By _____

Clerk
Deputy Clerk

NAME AND ADDRESS: SALMON FALLS LAND & LIVESTOCK
CO INC
95A BELL RAPIDS RD
HAGERMAN, ID 83332

SOURCE: SNAKE RIVER TRIBUTARY; COLUMBIA RIVER

QUANTITY: 29.89 CFS

Rights 2-7249 and 2-7462 when combined shall not exceed a total
diversion rate of 29.89 cfs, a total annual maximum diversion
volume of 9726 af at the field headgate.

PRIORITY DATE: 02/07/1977

POINT OF DIVERSION: T08S R14E S07 LOT 6 (NESE) Within Twin Falls County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	29.89 CFS

The period of use for the irrigation described in this approval
may be extended to a beginning of 3/15 and an ending date of
11/15 provided that beneficial use of the water can be shown and
other elements of the right are not exceeded. The use of water
before 4/1 and after 10/31 is subordinate to all water rights
having no subordinated early or late irrigation use and a
priority date earlier than originating approval/SRBA partial
decree date.

PLACE OF USE:

Irrigation	Within Twin Falls County
T08S R13E S10	SESE 20.0
S11	NWNE 20.0
	SENE 40.2
	NWSW 40.0
	SESW 36.6
	NWSE 18.5
	SESE 29.7
S12	SNNW 20.0
	NWSW 36.0
	SESW 40.6
	NWSE 39.9
	SESE 36.5
S13	NWNE 37.3
	SENE 40.4
	NWNW 21.8
	SENE 40.4
	NWSW 40.2
	SESW 40.1
	NWSE 40.1
	SESE 40.1
S14	NWNE 40.0
	SENE 29.0
	NWNW 40.0
	SENE 39.8
	SESW 39.5
	NWSE 39.9
	SESE 39.8

PLACE OF USE (continued)

S15	NENE 40.8	NWNE 40.8
	SWNE 20.0	SENE 20.0
R14E S07 LOT 7	(NWSW) 31.4	LOT 8 (SWSW) 31.8
	SESW 39.9	NWSE 28.2
	SWSE 39.8	
S18	NWNE 39.8	SWNE 39.8
	NENW 39.9	LOT 1 (NWNW) 31.8
LOT 2	(SWNW) 31.8	SENE 40.0
	NESW 39.9	LOT 3 (NWSW) 31.6
LOT 4	(SWSW) 31.3	SESW 39.7
	NWSE 39.7	SWSE 39.7
2662.8 Acres Total		

This right is limited to the irrigation of 1624 acres within the place of use described above in a single irrigation season. Rights 2-7249 and 2-7462 are limited to the irrigation of a specific 2432 acres within the 2662.8 acre place of use authorized by these rights in a single irrigation season. The specific 2432 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the Department. Before changing the 2432 acres to be irrigated within the 2662.8 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur. Place of use does not include federal public lands.

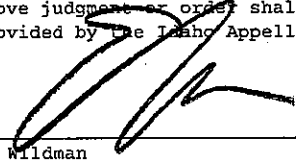
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Water shall not be diverted under this right unless the flow of the Snake River exceeds flows required by prior downstream minimum stream flow rights.

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 December 10, 2010, with sufficient first-class postage to the following:

SALMON FALLS LAND & LIVESTOCK

Represented by:
TIMOTHY J. STOVER
PO BOX 5226
TWIN FALLS, ID 83303
Phone: 208-734-0700

UNITED STATES OF AMERICA

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

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