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MAR 26 2010

DEPARTMENT OF  
WATER RESOURCES

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

MAR 25 2010

By

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

) ORDER OF AMENDED PARTIAL  
) DECREE TO CORRECT CLERICAL  
) ERROR

) For Water Right: 21-07000

A *Partial Decree* was issued for the above-captioned water right on August 27, 1999. On December 8, 2009, the Court received correspondence from the Idaho Department of Water Resources indicating that the domestic purpose of use in the *Partial Decree* should not include a 13,000 gallon per day limitation because the water right services a state park. On December 8, 2009, the Court issued a *Notice of Court's Intent to Issue Amended Partial Decree to Correct Clerical Error and Notice of Hearing Thereon* to correct a clerical error. A hearing was held on the *Court's Notice of Intent* on March 24, 2010. No objections were filed in opposition to the Court's proposed action. This Court finds the inclusion of the above-mentioned limitation 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 21-07000 is hereby **amended and decreed** as set forth in the attached *Amended Partial Decree* pursuant to I.R.C.P. 54(b).

Dated

March 25, 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 21-07000

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

MAR 25 2010

By

Clerk

Deputy Clerk

NAME AND ADDRESS:

DEPT OF PARKS & REC  
DEPT OF PARKS & REC  
STATEHOUSE MAIL  
PO BOX 83720  
BOISE, ID 83720-0065

SOURCE:

GROUNDWATER

QUANTITY:

0.07 CFS  
7.00 AFY

PRIORITY DATE:

06/28/1967

POINT OF DIVERSION:

T15N R43E S22

NWNW Within Fremont County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE  
Domestic

PERIOD OF USE  
06-01 TO 09-30

QUANTITY  
0.07 CFS  
7.00 AFY

Domestic use for Henrys Lake State Park.

PLACE OF USE:

Domestic  
T15N R43E S15

NESW  
SESW

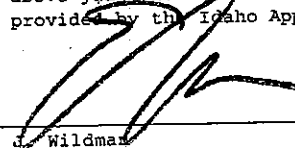
Within Fremont County  
SWSW

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

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 25, 2010, with sufficient first-class postage to the following:

DEPT OF PARKS & REC  
DEPT OF PARKS & REC  
STATEHOUSE MAIL  
PO BOX 83720  
BOISE, ID 83720-0065

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

A handwritten signature in cursive script, appearing to read "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".