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MAY 21 2009

Department of Water Resources
Adjudication Bureau

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

MAY 20 2009

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

By

Clerk

Deputy Clerk

In Re SRBA

Case No. 39576

ORDER OF AMENDED PARTIAL DECREE
TO CORRECT CLERICAL ERROR

For Water Right: 63-32587

A *Partial Decree* was issued for the above-captioned water right on February 5, 2008. On February 11, 2009, the Court was contacted by the Idaho Department of Water Resources regarding a possible error in the description of the Quantity element for the right. The *Partial Decree* entered February 5, 2008, lists the Quantity as:

1.00 CFS
22.50 AFY

The *Amended Director's Report* filed December 22, 2006, listed the Quantity as:

0.100 CFS
22.500 AFY

No objections were filed to this *Amended Director's Report*. The Court finds the discrepancy between the *Partial Decree* and the *Amended Director's Report* to be the result of a clerical error. A hearing was held on this matter on May 19, 2009 and no party appeared in opposition to the Court's proposed action in correcting the error.

Therefore, IT IS ORDERED that the above-captioned water right be amended and decreed as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED: May 20, 2009

JOHN M. MELANSON

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 63-32587

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

MAY 20 2009

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: GARY DAVIS
2452 E BEACON LIGHT RD
EAGLE, ID 83616

SOURCE: GROUND WATER

QUANTITY: 0.10 CFS
22.50 AFY

Use of this right with Right No. 63-32589 is limited to a total
combined diversion rate of .1 CFS.

PRIORITY DATE: 10/26/1953

POINT OF DIVERSION: T05N R01E S34 NESW Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.10 CFS 22.50 AFY

PLACE OF USE: Irrigation Within Ada County
T05N R01E S34 SESW 5.0
5.0 Acres Total

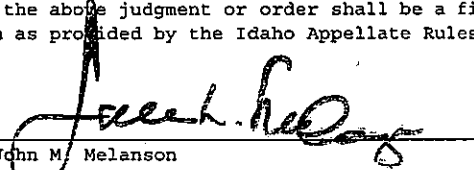
Use of this right with Right No. 63-32589 is limited to the
irrigation of a combined total of 5 acres in a single
irrigation season.

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.


John M. Melanson
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 May 20, 2009, with sufficient first-class postage to the following:

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

GARY DAVIS
2452 E BEACON LIGHT RD
EAGLE, ID 83616

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.