RECEIVED
APR 29 2009
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho
APR 28 2009
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**	**ORDER OF AMENDED PARTIAL DECREE TO CORRECT CLERICAL ERROR** **For Water Right: 86-10184**

A ***Partial Decree*** was issued for the above-captioned water right on December 29, 2000. On December 23, 2008, the Court received correspondence from the Idaho Department of Water Resources indicating an error in the ***Partial Decree***. The Point of Diversion and Place of Use elements of the water right were reported incorrectly as T37N R05W S03 SWNW Nez Perce County. The Point of Diversion and Place of Use should be T36N R05W S03 SWNW Nez Perce County. The Court finds this to be the result of a clerical error. A hearing was held on this matter on April 21, 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: April 27, 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 86-10184

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho
APR 2 8 2009
By

NAME AND ADDRESS: WALTER C ERICKSON
1462 BART CIRCLE
COTTONWOOD, AZ 86326

SOURCE: SPRING TRIBUTARY: HATWAI CREEK

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 01/01/1900

POINT OF DIVERSION: T36N R05W S03 SWNW Within Nez Perce County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Nez Perce County
T36N R05W S03 SWNW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT 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 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 April 28, 2009, with sufficient first-class postage to the following:

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

WALTER C ERICKSON
1462 BART CIRCLE
COTTONWOOD, AZ 86326
Phone: 602-634-2877

Deputy Clerk