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DEPARTMENT OF
WATER RESOURCES

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

FEB 18 2009

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: 86-04235

A *Partial Decree* was issued for the above-captioned water right on February 24, 2005. On December 3, 2008, the Court received correspondence from the Idaho Department of Water Resources indicating an error in the *Partial Decree*. A copy of the correspondence was also sent to the claimant. The quantity element of the water right was reported incorrectly. The Court finds this to be the result of a clerical error. A hearing was held on this matter on February 17, 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:

February 18, 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 86-04235

NAME AND ADDRESS: CITY OF KENDRICK
PO BOX 195
KENDRICK, ID 83537

SOURCE: GROUND WATER

QUANTITY: 0.078 CFS

PRIORITY DATE: 04/01/1952

POINT OF DIVERSION: T38N R03W S25 NWNENE Within Latah County

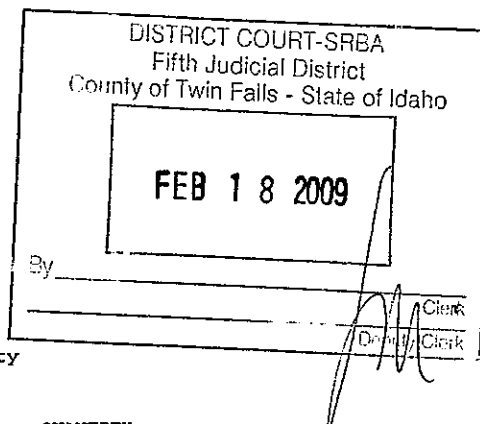
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	0.078 CFS

PLACE OF USE:	Municipal	Within Latah County
	T38N R02W S19 LOT 2 (SWNW)	LOT 3 (NWSW)
	LOT 4 (SWSW)	
	S30 LOT 1 (NWNW)	
	R03W S24 SWNE	SENE
	SESW	NESE
	NWSE	SWSE
	SESE	
	S25 NENE	NWNE
	NENW	NWNW
	SWNW	
		Within Nez Perce County
	SENW	
		Within Latah County
	NWSW	
	S26 NENE	SENE
	NESE	

Place of use is within the service area of the City of Kendrick
municipal water supply system as provided for under Idaho Law.

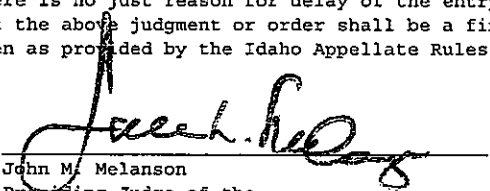
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 February 18, 2009, with sufficient first-class postage to the following:

CITY OF KENDRICK
PO BOX 195
KENDRICK, ID 83537
Phone: 208-289-5157

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

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