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DEPARTMENT OF  
WATER RESOURCES

|                                                                                         |                       |
|-----------------------------------------------------------------------------------------|-----------------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |                       |
| FEB - 2 2009                                                                            |                       |
| By _____                                                                                | Clerk<br>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: I.R.C.P. 60(a)**  
)  
) **For water right: 63-32848**  
)

A *Partial Decree* was issued for the above-captioned water right on January 23, 2009. The *Partial Decree* lists an incorrect county under the Place of Use element. The Place of Use should read Canyon County. Because the Court finds this is due to a clerical error, the Court finds no reason to delay entry of an *Amended Partial Decree*.

Therefore, pursuant to I.R.C.P. 60(a), IT IS ORDERED that water right 63-32848 is hereby **amended and decreed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated

February 2, 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 )  
Case No. 39576 )  
\_\_\_\_\_ )

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

Water Right 63-32848

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

FEB - 2 2009

By

Clerk

Deputy Clerk

NAME AND ADDRESS: HUNTERS POINT GOLF COMMUNITY  
LLC  
504 BAYHILL DR  
NAMPA, ID 83686

SOURCE: GROUND WATER

QUANTITY: 0.25 CFS  
97.60 AFY

THE RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL COMBINED DIVERSION  
RATE OF 1.09 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME  
OF 301.5 AF. COMBINED RIGHT NOS.: 63-32848 AND 63-32850.

PRIORITY DATE: 02/24/1977

POINT OF DIVERSION: T03N R02W S32 SWSW Within Canyon County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY              |
|-------------------------------|----------------|----------------|-----------------------|
|                               | Irrigation     | 04-01 TO 10-15 | 0.25 CFS<br>97.60 AFY |

The use of water for irrigation under this right may begin as  
early as March 1 and may continue to as late as November 15,  
provided other elements of the right are not exceeded. The use  
of water before April 1 and after October 15 under this remark  
is subordinate to all water rights having no subordinated early  
or late irrigation use and a priority date earlier than the date  
a partial decree is entered for this right.

| PLACE OF USE: | Irrigation                        | Within Canyon County |
|---------------|-----------------------------------|----------------------|
|               | T03N R02W S32 NWSW 33.0 SWSW 34.0 |                      |
|               | 67.0 Acres Total                  |                      |

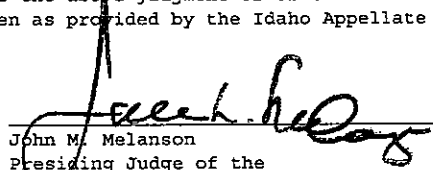
THE RIGHTS LISTED BELOW ARE LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 67 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 63-32848 AND 63-32850.

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: I.R.C.P. 60(A) was mailed on February 02, 2009, with sufficient first-class postage to the following:

HUNTERS POINT GOLF COMMUNITY

Represented by:

JOHN M MARSHALL

601 W BANNOCK ST

PO BOX 2720

BOISE, ID 83701-2720

Phone: 208-388-1200

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".