

RECEIVED
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DEPARTMENT OF
WATER RESOURCES

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

NOV 25 2008

By _____

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 DECREES
TO CORRECT CLERICAL ERROR

For Water Rights 74-15773 and 74-15774

Partial Decrees were issued for each of the above-captioned water rights on December 10, 2007. On August 20, 2008, the Court received correspondence from the Idaho Department of Water Resources describing errors in the description of the Point of Diversion. The Court finds this to be the result of clerical error. The Point of Diversion should read T20N R24E S31 NWNE. A hearing was held on this matter on November 18, 2008 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 Decrees Pursuant to I.R.C.P.54(b)*.

DATED: Nov 25, 2008


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

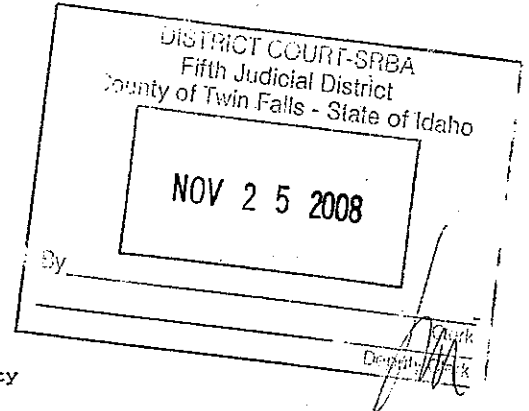
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

AMENDED

In Re SRBA)
Case No. 39576)
_____)

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

Water Right 74-15774



NAME AND ADDRESS: KENNEY CREEK RANCH & LAND LLC
PO BOX 101
TENDON, ID 83468-0101

SOURCE: KENNEY CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 1.21 CFS

PRIORITY DATE: 11/01/1877

POINT OF DIVERSION: T20N R24E S29 NESW Within Lemhi County
S31 NWNE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.21 CFS

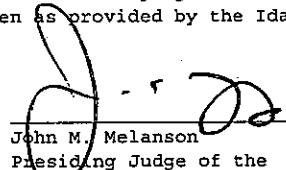
PLACE OF USE:	Irrigation	Within Lemhi County
	T20N R24E S30	SENW 1.7 NWSE 22.6
		NESW 17.1 SWSE 8.2
	49.6 Acres Total	

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.

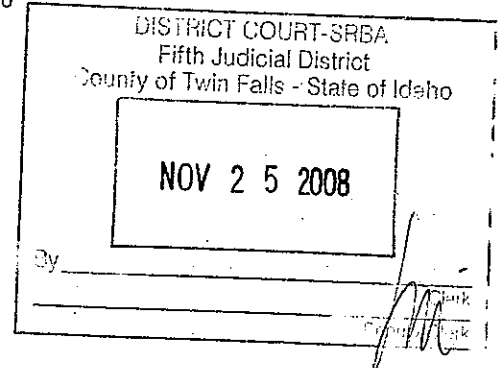

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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 74-15773



NAME AND ADDRESS: IAS MACIESKI LLC
3282 E 65TH ST
IDAHO FALLS, ID 83406

SOURCE: KENNEY CREEK . TRIBUTARY: LEMHI RIVER

QUANTITY: 0.32 CFS

PRIORITY DATE: 11/01/1877

POINT OF DIVERSION: T20N R24E S29 NESW Within Lemhi County
S31 NWNE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.32 CFS

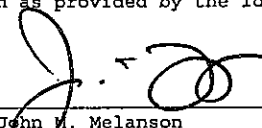
PLACE OF USE:	Irrigation		Within Lemhi County
	T20N R24E S30	SENW 11.3	NESW 1.8
	13.1 Acres Total		

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

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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 DECREES TO CORRECT CLERICAL ERROR was mailed on November 25, 2008, with sufficient first-class postage to the following:

KENNEY CREEK RANCH & LAND LLC
PO BOX 101
TENDON, ID 83468-0101

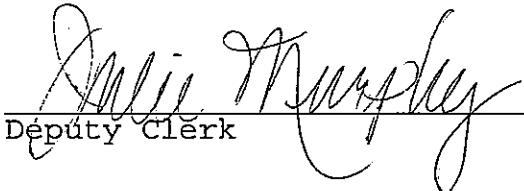
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

IAS MACIESKI LLC
3282 E 65TH ST
IDAHO FALLS, ID 83406

ORDER

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Deputy Clerk