

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 65-17158

NAME AND ADDRESS: IDA B KINDER  
KENNETH R KINDER  
1823 SUNRISE RIM RD  
BOISE, ID 83705

SOURCE: GROUNDWATER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 12/31/1980

POINT OF DIVERSION: T18N R03E S33 NWSE Within Valley County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE  | QUANTITY |
|-------------------------------|-----------------|----------------|----------|
|                               | Domestic 1 HOME | 01-01 TO 12-31 | 0.02 CFS |

PLACE OF USE: Domestic Within Valley County  
T18N R03E S33 NWSE

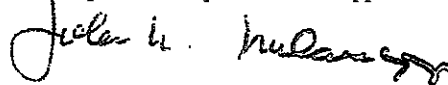
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

MAY 09 2008  
DEPARTMENT OF  
WATER RESOURCES

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

MAY - 8 2008

By \_\_\_\_\_ Clerk  
\_\_\_\_\_  
Deputy Clerk

**In Re SRBA**

**Case No. 39576**

**ORDER OF AMENDED PARTIAL DECREE,  
NUNC PRO TUNC, TO CORRECT  
CLERICAL ERROR; I.R.C.P. 60(a)**

**For Water Rights: See Attached Exhibit A**

On November 20, 1998, a *Partial Decree Pursuant to I.R.C.P. 54(b)* was issued for each of the water rights listed on the attached Exhibit A. The court has discovered that the file stamp in the upper right-hand corner of each *Partial Decree* erroneously indicates it was filed with the court on November 20, 1198.

Therefore, IT IS ORDERED that the *Partial Decree Pursuant to I.R.C.P. 54(b)* for each water right listed on Exhibit A is hereby amended *nunc pro tunc* to correct the clerical error.

DATED May 8, 2008.

JOHN M. MELANSON

Presiding Judge

Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

|          |          |
|----------|----------|
| 65-17103 | 65-17174 |
| 65-17104 | 65-17175 |
| 65-17105 | 65-17177 |
| 65-17106 | 65-17178 |
| 65-17107 | 65-17179 |
| 65-17108 | 65-17181 |
| 65-17109 | 65-17182 |
| 65-17110 | 65-17183 |
| 65-17111 | 65-17184 |
| 65-17112 | 65-17185 |
| 65-17113 | 65-17186 |
| 65-17115 | 65-17187 |
| 65-17116 | 65-17188 |
| 65-17119 | 65-17189 |
| 65-17123 | 65-17190 |
| 65-17127 | 65-17191 |
| 65-17128 | 65-17192 |
| 65-17133 | 65-17193 |
| 65-17134 | 65-17194 |
| 65-17136 | 65-17196 |
| 65-17137 | 65-17199 |
| 65-17139 | 65-17200 |
| 65-17140 | 65-17201 |
| 65-17141 | 65-17202 |
| 65-17143 | 65-17203 |
| 65-17146 | 65-17204 |
| 65-17147 | 65-17205 |
| 65-17148 | 65-17206 |
| 65-17149 | 65-17207 |
| 65-17150 | 65-17208 |
| 65-17151 | 65-17209 |
| 65-17152 | 65-17210 |
| 65-17153 | 65-17211 |
| 65-17154 | 65-17213 |
| 65-17155 | 65-17214 |
| 65-17156 | 65-17216 |
| 65-17157 | 65-17217 |
| 65-17158 | 65-17218 |
| 65-17159 | 65-17219 |
| 65-17161 | 65-17220 |
| 65-17162 | 65-17222 |
| 65-17163 | 65-17223 |
| 65-17165 | 65-17227 |
| 65-17166 | 65-17228 |
| 65-17167 | 65-17230 |
| 65-17168 | 65-17231 |
| 65-17169 | 65-17232 |
| 65-17170 | 65-17233 |
| 65-17171 | 65-17234 |
| 65-17172 | 65-17235 |

(Subcase list: FIXPDDATE )  
5/02/08

# CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREE, NUNC PRO TUNC, TO CORRECT CLERICAL ERROR was mailed on May 02, 2008, with sufficient first-class postage to the following:

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