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JAN 25 2008

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN 24 2008	
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

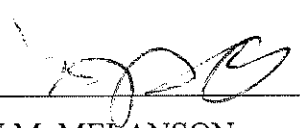
Case No. 39576

)
) SECOND ORDER OF AMENDED
) PARTIAL DECREE TO CORRECT
) CLERICAL ERROR IN PERIOD OF USE
)
) For water right: 34-00965A
)
)
)

An *Order of Amended Partial Decree* was issued on January 17, 2008, to correct a clerical error in the place of use element and to reflect the current ownership of the water right. However, the *Amended Partial Decree* issued failed to reflect the current owner as was the Court's intent.

Therefore, IT IS ORDERED pursuant to I.R.C.P. 60(a), that the *Amended Partial Decree* issued January 7, 2008, is amended and decreed as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated January 24, 2008



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

ORDER OF AMENDED PARTIAL DECREE TO CORRECT CLERICAL ERROR IN PERIOD
OF USE

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 34-00965A

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

JAN 24 2008

By _____ Clerk

Deputy Clerk

NAME AND ADDRESS: MONTE M MAC CONNELL
TRIPLE M LAND & CATTLE LLC
PO BOX 166
ARCO, ID 83213

SOURCE: CHAMPAGNE CREEK TRIBUTARY: SINKS

QUANTITY: 4.68 CFS

PRIORITY DATE: 03/29/1885

POINT OF DIVERSION: T03N R24E S26 SENENW Within Butte County
SESESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	4.68 CFS

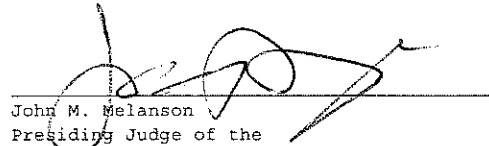
PLACE OF USE:	Irrigation	Within Butte County
T03N R24E S25	NESW 3.0	NWSW 12.0
	SWSW 37.0	SESW 39.0
	NESE 1.0	NWSE 2.0
	SWSE 40.0	SESE 25.0
S26	NESE 3.0	SESE 4.0
S36	NENE 20.0	NWNE 12.0
R25E S30 LOT 4	(SWSW) 11.0	
S31 LOT 1	(NWNW) 7.0	LOT 2 (SWSW) 1.0
217.0 Acres Total		

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

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SECOND ORDER OF AMENDED PARTIAL DECREE TO CORRECT CLERICAL ERROR IN PERIOD OF USE was mailed on January 24, 2008, with sufficient first-class postage to the following:

STEVEN W & JOYCE B TIBBITTS
BOX 65A
MOORE, ID 83255
Phone: 208-527-3141

CHIEF NATURAL RESOURCES DIV
OFFICE OF THE ATTORNEY GENERAL
PO BOX 44449
BOISE, ID 83711-4449

MONTE M MAC CONNELL
TRIPLE M LAND & CATTLE LLC
PO BOX 166
ARCO, ID 83213

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.