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JUN 26 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 25 2007	
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

) Subcase 43-04132

Case No. 39576

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

On June 30, 2003, a *Partial Decree* was issued for water right 43-04132. Previously, the United States objected to the director's recommendation alleging a portion of the place of use was located on public lands. To resolve this objection, the parties stipulated that the claimant would transfer the disputed place of use to private land. However, the *Partial Decree* was issued contrary to the stipulation resulting in the clerical error. Subsequently, the United States filed a *Motion for Relief from a Partial Decree to Correct a Clerical Mistake* on March 29, 2007, and this Court issued a *Notice of Hearing on Motion for Relief from a Partial Decree to Correct a Clerical Mistake* on April 2, 2007. That hearing was held on June 19, 2007; there was no objection to the motion.

Therefore, pursuant to I.R.C.P. 60(a), IT IS ORDERED that the *Partial Decree* previously issued for water right 43-04132 is hereby **amended** and **decreed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b) for Water Right 43-04132*.

This order is being entered *nunc pro tunc* as of June 28, 2005 and is not intended to modify any subsequent administrative changes for the water right that occurred following entry of the *Partial Decree*.

DATED: June 21, 2007


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

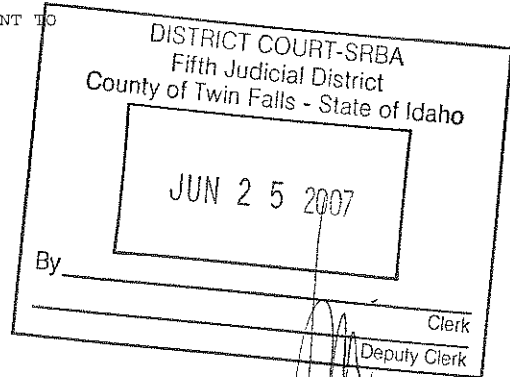
ORDER OF PARTIAL DECREE TO CORRECT CLERICAL ERROR; I.R.C.P. 60(a); NUNC PRO TUNC

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)
_____)

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

Water Right 43-04132



NAME AND ADDRESS: ARLO P LLOYD
BONITA T LLOYD
HC 61 BOX 1508
ELBA, ID 83326

SOURCE: BLACK SAND HOLLOW CREEK TRIBUTARY: SINKS

QUANTITY: 0.77 CFS

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

PRIORITY DATE: 10/19/1928

POINT OF DIVERSION: T14S R25E S16 SESESW Within Cassia County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.03 CFS
	Irrigation	04-01 TO 10-31	0.77 CFS

PLACE OF USE: Irrigation Within Cassia County
T14S R25E S17 SESE 13.2
13.2 Acres Total

Stockwater Within Cassia County
T14S R25E S17 SESE

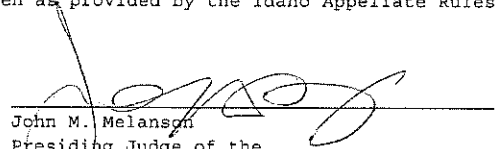
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE 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

CERTIFICATE OF MAILING

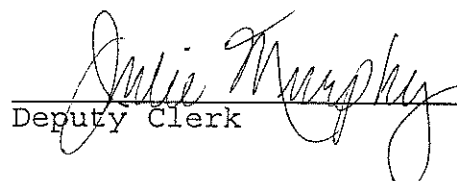
I certify that a true and correct copy of the ORDER OF PARTIAL DECREE TO CORRECT CLERICAL ERROR; I.R.C.P. 60(A); NUNC PRO TUNC was mailed on June 25, 2007, with sufficient first-class postage to the following:

ARLO P LLOYD
ARLO P. LLOYD

Represented by:
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BONITA T LLOYD
HC 61 BOX 1508
ELBA, ID 83326
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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 fluid and stylized, with the first and last names being clearly legible.