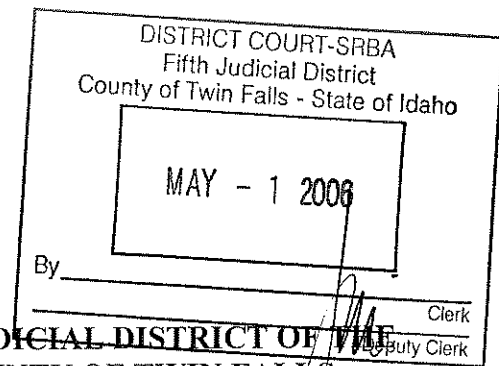




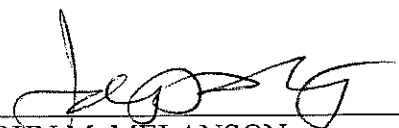
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA )  
Case No. 39576 ) **ORDER OF AMENDED PARTIAL DECREES**  
 ) **TO CORRECT CLERICAL ERROR; I.R.CP.**  
 ) **60(a)**  
 ) **For Water Rights 35-04241, 35-07886**

*Partial Decrees* were issued for the above-captioned municipal water rights on September 15, 1998. On January 11, 2006, the Court issued a *Notice of Court's Intent to Issue Amended Partial Decrees and Notice of Hearing Thereon* to correct a clerical error in the description for the place of use element. The Court discovered that certain of the uncontested municipal water right claims failed to describe the place of use as being within the service area of the municipality. Additionally, if the place of use also contained a public land survey legal description for the place of use, the Court omitted the legal description based on the determination that the manner in which the place of use is now described eliminates the need for a specific legal description and takes into account that the service area of a municipality routinely changes. A hearing was held on the matter on April 18, 2006. No objections were filed nor did any party appear in opposition to the Court's intended action.

Therefore, IT IS ORDERED pursuant to I.R.C.P. 60(a), that the *Partial Decrees* previously issued for water rights **35-04241 and 35-07886** are hereby amended and **decreed** as set forth in the attached *Amended Partial Decrees Pursuant to I.R.C.P. 54(b)*.

DATED May 1, 2006.

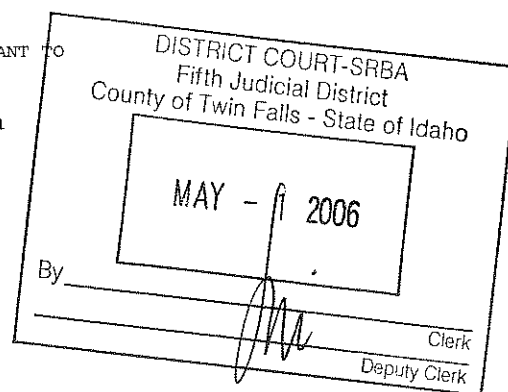
  
JOHN M. MELANSON  
Presiding Judge  
Snake River Basin Adjudication

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 35-04241



NAME AND ADDRESS: CITY OF ROBERTS  
19 W PARK AVE  
ROBERTS, ID 83444

SOURCE: GROUNDWATER

QUANTITY: 0.64 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A  
TOTAL COMBINED DIVERSION RATE OF 3.2 CFS.  
COMBINED RIGHT NOS.: 35-07886 AND 35-08223.

PRIORITY DATE: 06/01/1933

POINT OF DIVERSION: T05N R37E S32 NESWNE Within Jefferson County  
SWNESE

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Municipal      | 01-01 TO 12-31 | 0.64 CFS |

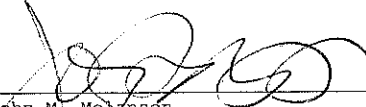
PLACE OF USE:  
PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF ROBERTS  
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW

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.

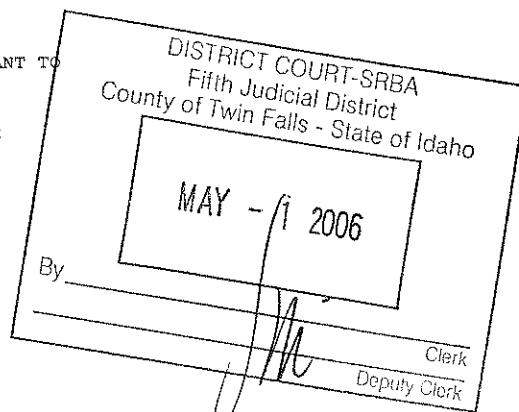
  
John M. Melanson  
Presiding Judge of the  
Snake River Basin Adjudication

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 35-07886



NAME AND ADDRESS: CITY OF ROBERTS  
19 W PARK AVE  
ROBERTS, ID 83444

SOURCE: GROUNDWATER

QUANTITY: 1.45 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO  
TOTAL COMBINED DIVERSION RATE OF 3.2 CFS.  
COMBINED RIGHT NOS.: 35-04241 AND 35-08223.

PRIORITY DATE: 01/08/1980

POINT OF DIVERSION: T05N R37E S32 NESWNE Within Jefferson County  
SWNESE

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------------------|----------------|----------------|----------|
|                            | Municipal      | 01-01 TO 12-31 | 1.45 CFS |

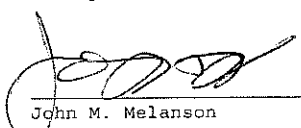
PLACE OF USE: PLACE OF USE IS WITHIN THE SERVICE AREA OF THE CITY OF ROBERTS  
MUNICIPAL WATER SUPPLY SYSTEM AS PROVIDED FOR UNDER IDAHO LAW

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  
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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; I.R.C.P. 60(A) was mailed on May 01, 2006, with sufficient first-class postage to the following:

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

CITY OF ROBERTS  
19 W PARK AVE  
ROBERTS, ID 83444  
Phone: 208-228-3220

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.