

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

JUL 24 2006

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**

JUL 25 2006

DEPARTMENT OF
WATER RESOURCES

In Re SRBA

Case No. 39576

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

For Water Right: 84-07065

A *Partial Decree* was issued for the above-captioned water right on May 18, 2005. On April 28, 2006, the Idaho Department of Water Resources sent correspondence to the Court regarding a clerical error in the description for the place of use element. Based on the correspondence the Court issued a *Notice of Court's Intent to Amend Partial Decree to Correct Clerical Error; I.R.C.P. 60(a)* together with a notice of hearing. Notice complied with SRBA docket sheet procedure. A hearing was held on the Court's *Notice of Intent* on July 18, 2006. No objections were filed and no party appeared in opposition to the Court's proposed action. The water right was previously licensed and both the claim and the license state the correct legal description for the place of use. The Court finds the error in the *Partial Decree* to be the result of a clerical error.

Therefore, IT IS ORDERED that pursuant to I.R.C.P. 60(a) the *Partial Decree* previously issued for water right **84-07065** is hereby **amended and decreed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED July 24, 2006.

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

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

For Water Right: 84-07065

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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 84-07065

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 24 2006	
By _____	Clerk
_____	Deputy Clerk

NAME AND ADDRESS: ERLENE E HAIGHT
PO BOX 648
KAMIAH, ID 83536

SOURCE: GROUND WATER

QUANTITY: 0.12 CFS
5.60 AFY

PRIORITY DATE: 06/26/1979

POINT OF DIVERSION: T33N R04E S30 SENE Within Idaho County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.02 CFS
			3.00 AFY
	Stockwater	01-01 TO 12-31	0.02 CFS
			0.20 AFY
	Domestic	01-01 TO 12-31	0.08 CFS
			2.40 AFY

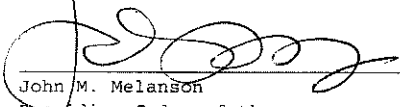
PLACE OF USE:	Irrigation		Within Idaho County
	T33N R04E S30	SENE 1.0	
	1.0 Acres Total		
	Stockwater		Within Idaho County
	T33N R04E S30	SENE	
	Domestic		Within Idaho County
	T33N R04E S30	SENE	

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 ORDER OF AMENDED PARTIAL DECREE TO CORRECT CLERICAL ERROR; I.R.C.P. 60(A) was mailed on July 24, 2006, with sufficient first-class postage to the following:

ERLENE E HAIGHT
PO BOX 648
KAMIAH, ID 83536
Phone: 208-935-0631

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

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".