

2005 MAY 18 AM 11: 51

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

)
)
) ORDER OF AMENDED PARTIAL
) DECREE: I.R.C.P. 60(a)
)
) For water right: 29-00449E
)
)

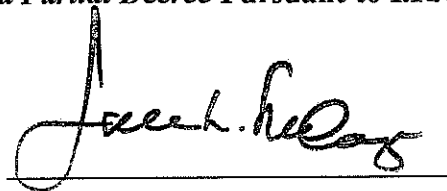
A *Partial Decree* was previously issued for the above-captioned right on January 14, 2005. On February 8, 2005, the Court received notice from the Idaho Department of Water Resources requesting that the *Partial Decree's* legal description for the place of diversion be changed to correct an error. Upon reviewing the file, it appeared to the Court that a clerical error had occurred.

On February 8, 2005, the Court issued a *Notice of Court's Intent to Issue Amended Partial Decree and Notice of Hearing Thereon*. A hearing was held on the matter on May 16, 2005. No one appeared to oppose the Court's *Notice of Intent*.

Therefore, IT IS ORDERED, that water right 29-00449E is hereby **amended and decreed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 60(a)*.

Dated

May 18, 2005



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

2005 MAY 18 AM 11:51

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 29-00449E

NAME AND ADDRESS: DARTH G WEST
MICHELE WEST
8117 W BUCKSKIN RD
POCATELLO, ID 83201

SOURCE: SPRINGS TRIBUTARY: SOUTH FORK POCATELLO CREEK

QUANTITY: 0.10 CFS

USE OF THIS RIGHT WITH RIGHT NO. 29-00448H IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.015 CFS.

PRIORITY DATE: 05/31/1887

POINT OF DIVERSION: T06S R35E S29 NENENE Within Bannock County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	0.10 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Irrigation Within Bannock County
T06S R35E S20 SESE 2.0
S29 NENE 3.0
5.0 Acres Total

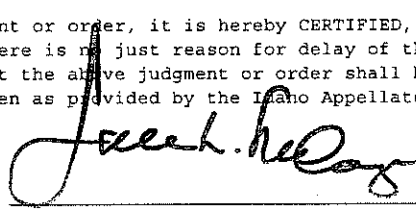
USE OF THIS RIGHT WITH RIGHT NO. 29-00448H IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 5.0 ACRES IN A SINGLE
IRRIGATION SEASON.

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

2005 MAY 18 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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	)	CERTIFICATE OF MAILING
	)	
Case No. 39576	)	
_____	)	Water Right(s): 29-00449E

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 29-00449E was mailed
on May 18, 2005, with sufficient first-class postage prepaid
to the following:

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

DARTH G WEST
MICHELE WEST
8117 W BUCKSKIN RD
POCATELLO, ID 83201
Phone: 208-233-3800

DIANA DELANEY
Chief Deputy Clerk