

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO

JOHN M. MELANSON
PRESIDING JUDGE
(208) 736-3011
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SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

MEMORANDUM

DATE: 8/10/04

TO: IDWR

State of Idaho Attorney General's Office
Natural Resources Div. Chief

USDI Bureau of Reclamation
US Dept. of Justice – Env./Natural Resources

Mahala Ditch Co.

FROM: Julie Murphy, Deputy Clerk, SRBA

RE: Order of Partial Decree, Subcase No. 65-11326

On August 5, 2004, an *Order of Partial Decree* for water right number 65-11326 was issued and filed in this Court and copies mailed to each of you. IDWR brought it to the Court's attention that a sentence is missing from the top of page 2 of the *Order*. Enclosed you will find a corrected page 2. Please replace the incorrect page.

Thank you.

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DEPARTMENT OF
WATER RESOURCES

water right to be particularly identified and visually displayed in a map overlay format through the aid of computer technology. In incorporating a digital boundary into a partial decree, the electronic or digital data is what is actually decreed as opposed to the visually displayed map ultimately generated from the data. The data is stored on a CD-ROM. The Court finds that the GIS mapping technology maintained by IDWR complies with the standards for spatial accuracy set forth in I.C. § 42-202B (2)(2003). *See Notice of Filing Affidavit Of Michael Ciscell Re: Digital Boundary, filed October 17, 2003.*

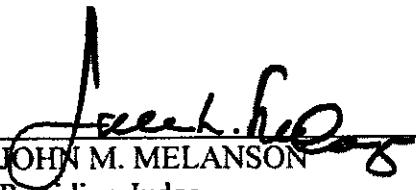
II. ORDER

1. Therefore, IT IS ORDERED that water right(s) 65-11326 is/are hereby **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

2. IT IS FURTHER HEREBY ORDERED that the data comprising the digital boundary shall be stored on a CD-ROM medium, which shall be issued in duplicate original. The SRBA District Court will retain one original together with the original *Partial Decree*, and IDWR will retain the other original. The map depicting the place of use attached to the *Partial Decree* is intended for illustrative purposes only.

3. IT IS FURTHER HEREBY ORDERED that upon request, the claimant can obtain a copy of the CD-ROM from IDWR at no cost, although GIS software will still be required to access the data. Subsequent administrative changes to the place of use shall also be stored in a digital format and kept on file and maintained by IDWR. IDWR shall maintain all computer software and/or hardware necessary for reducing the data to a usable format that is accessible to the general public, including access through the IDWR Internet website (www.idwr.state.id.us) or its successor Uniform Resource Locator (URL).

DATED August 5, 2004.


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication