

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED
2004 JAN 30 AM 11 21

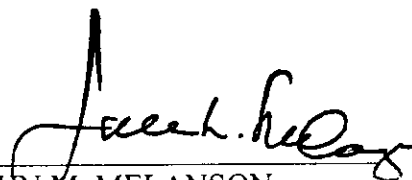
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	ORDER OF AMENDED PARTIAL DECREES
	)	TO CORRECT CLERICAL ERRORS;
	)	I.R.C.P. 60(a)
Case No. 39576	)	
_____	)	For Water Rights 63-25204, 63-31398 and
		63-31359

On July 22, 2003, *Partial Decrees* were issued for the above-captioned water rights. On August 20, 2003, the United States, Department of Agriculture, Forest Service, filed a *Motion to Correct Clerical Errors* in each of these subcases. Evidentiary hearings were previously conducted for each of the rights pursuant to I.C. § 42-1411A. In reviewing the subcase file, together with the *Affidavits* on file, the Court determines there were clerical errors made in describing the Source element in *Partial Decrees* for water rights 63-25204, 63-31398 and 63-31359.

Therefore, IT IS ORDERED that water rights 63-25204, 63-31398 and 63-31359 are hereby **decreed** as set forth in the attached *Amended Partial Decrees* pursuant to I.R.C.P. 54(b). The previously issued *Partial Decrees* are superseded thereby.

DATED January 30, 2004.



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

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

2004 JAN 30 AM 11 22

In Re SRBA)
)
Case No. 39576)
)

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

Water Right 63-25204

NAME AND ADDRESS: UNITED STATES OF AMERICA
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE, ID 83724

SOURCE: SHAKE CREEK TRIBUTARY: SOUTH FORK BOISE RIVER

QUANTITY: 1.00 CFS

PRIORITY DATE: 05/29/1905

POINT OF DIVERSION: T03N R11E S09 LOT 1 (NENW) Within Elmore County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Administrative	06-01 TO 09-30	1.00 CFS

PLACE OF USE: Administrative Within Elmore County
T03N R11E S09 LOT 1 (NENW) LOT 2 (NWNW)

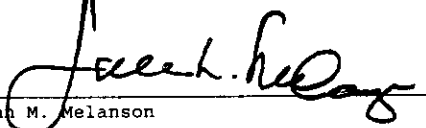
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS WATER RIGHT IS A FEDERAL RESERVED 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
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

2004 JAN 30 AM 11 22

In Re SRBA

Case No. 39576

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

Water Right 63-31398

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTIN
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE, ID 83724

SOURCE: DUTCH CREEK TRIBUTARY: MIDDLE FORK BOISE RIVER

QUANTITY: 0.04 CFS

PRIORITY DATE: 05/29/1905

POINT OF DIVERSION: T06N R09E S35 NWSW Within Boise County

PURPOSE AND	PURPOSE OF USE	PERIOD OF USE	QUANTITY
PERIOD OF USE:	Administrative	01-01 TO 12-31	0.04 CFS

PLACE OF USE:	Administrative		Within Boise County
	T06N R09E S34	SESE	
	S35	NESW	NWSW
		SWSW	SESW

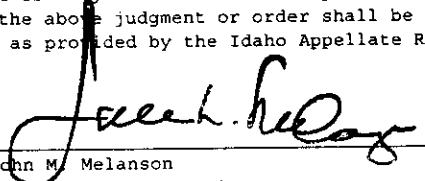
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS WATER RIGHT IS A FEDERAL RESERVED 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
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John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
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 63-31539

2004 JAN 30 AM 11 22

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTIN
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE, ID 83724

SOURCE: SPRING TRIBUTARY: SLAUGHTERHOUSE GULCH

QUANTITY: 0.04 CFS

PRIORITY DATE: 09/26/1908

POINT OF DIVERSION: T06N R05E S27 NWNE Within Boise County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Administrative 01-01 TO 12-31 0.04 CFS

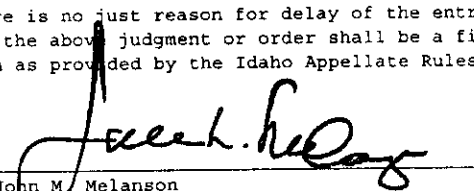
PLACE OF USE: Administrative Within Boise County
T06N R05E S27 NENE

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

THIS WATER RIGHT IS A FEDERAL RESERVED WATER RIGHT.
Experiment Station Administrative Site. Used with 63-25141.
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

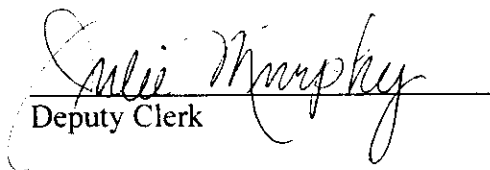
CERTIFICATE OF MAILING

I certify that a true and correct copy of the *Order of Amended Partial Decrees to Correct Clerical Errors, I.R.C.P. 60(a)* was mailed on January 30, 2004, with sufficient first-class postage to the following:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449


Deputy Clerk