

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED
2004 JAN 21 PM 4 39

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

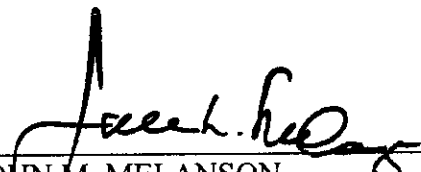
In Re SRBA	)	
	)	ORDER OF AMENDED PARTIAL DECREE,
	)	<i>NUNC PRO TUNC</i> , TO CORRECT
Case No. 39576	)	CLERICAL ERRORS; I.R.C.P. 60(a)
	)	
_____	)	For Water Right 43-11113

On July 7, 2003, a *Partial Decree* was issued for the above-captioned water right. On September 19, 2003, the claimant United States of America, Department of Interior, National Park Service, filed a *Motion to Correct Clerical Error*. No responses were filed to the *Motion*.

After reviewing the United States' *Motion* and the court record, including the court minutes for the June 17, 2003, hearing, this Court finds that clerical errors were made in describing the Quantity and the Purpose of Use elements for water right 43-11113.

Therefore, IT IS ORDERED that the *Partial Decree Pursuant to I.R.C.P. 54(b)* for water right 43-11113 is hereby amended *nunc pro tunc* to correct the clerical errors as set forth in the attached *Amended Partial Decree Pursuant to I.R.P.P. 54(b)*.

DATED January ____, 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

AMENDED

2004 JAN 21 PM 4 39

In Re SRBA)
)
Case No. 39576)
)

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

Water Right 43-11113

Nunc Pro Tunc

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTIN
USDI NATIONAL PARK SERVICE
WATER RESOURCES DIVISION
1201 OAK RIDGE DR STE 250
FORT COLLINS, CO 80525

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 11/05/1906

LOCATION INSTREAM FLOW: T15S R23E S26 NWNESE Within Cassia County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
Administrative, inc. Domestic 01-01 TO 12-31 0.04 CFS

PRESENT AND FUTURE USES: ADMINISTRATIVE, INCLUDING DOMESTIC

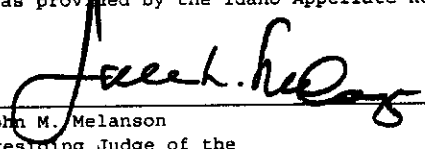
PLACE OF USE: Administrative, inc. Domestic Within Cassia County
T15S R23E S26 NESE

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

LAND WAS RESERVED PURSUANT TO PRESIDENTIAL PROCLAMATION,
NOVEMBER 5, 1906 (34 STAT. 3247). THE ARIZONA-IDAHO
CONSERVATION ACT OF 1988 (PUBLIC LAW 100-696, 102 STAT. 4571).
NATIONAL PARK SERVICE UNIT: CITY OF ROCKS NATIONAL RESERVE
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

2004 JAN 21 PM 02:00
DISTRICT COURT - SRBA
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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

In Re SRBA)
)
Case No. 39576)

)

CERTIFICATE OF MAILING

Water Right(s): 43-11113

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 43-11113 was mailed
on January 21, 2004, with sufficient first-class postage prepaid
to the following:

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

UNITED STATES OF AMERICA ACTIN
USDI NATIONAL PARK SERVICE
WATER RESOURCES DIVISION
1201 OAK RIDGE DR STE 250
FORT COLLINS, CO 80525
Phone: 970-225-3500

JULIE MURPHY
Chief Deputy Clerk

CERTIFICATE OF MAILING

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01/21/04