

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2004 JAN 22 AM 10 32

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

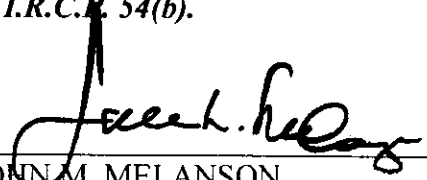
In Re SRBA	)	ORDER OF AMENDED PARTIAL DECREE,
	)	<i>NUNC PRO TUNC</i> , TO CORRECT
Case No. 39576	)	CLERICAL ERRORS; I.R.C.P. 60(a)
_____	)	
	)	For Water Right 33-10462

On December 1, 1998, a *Partial Decree* was issued for the above-captioned water right. On October 22, 2003, the Court was notified of possible errors in the description of the Place of Use element.

After reviewing the *Standard Form 5* contained in the file, this Court finds that clerical errors were made in describing the Place of Use element for water right 33-10462.

There IT IS ORDERED that the *Partial Decree Pursuant to I.R.C.P. 54(b)* for water right 33-10462 is hereby amended *nunc pro tunc* to correct the clerical errors as set for in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated January 22, 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

AMENDED

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In Re SRBA)
Case No. 39576)
_____)

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

Water Right 33-10462

NAME AND ADDRESS: SAGEWILLOW INC
C/O HOLDEN KIDWELL HAHN CRAPO
PO BOX 50130
IDAHO FALLS, ID 83405

SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 07/15/1884

POINT OF DIVERSION:	T07N R28E S18	SESENW	(Instream Ending Point)	Within Butte County
		SWNSE	(Instream Ending Point)	
		NWNWSE	(Instream Beginning Point)	
	T08N R27E S35	NENWNW	(Instream Ending Point)	
		NWSENW	(Instream Beginning Point)	
		SWSSEW	(Instream Ending Point)	

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE:	Stockwater	Within Butte County
	T07N R27E S01	SWSW
	S12	NWNW
		SESW
		SESW
	S13	NENE
	R28E S18 LOT 1	(NWNW)
		SESW
		NWSE
	T08N R27E S35	NWNW
		SESW

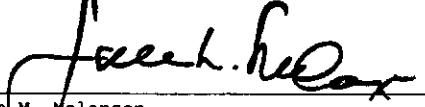
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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 was mailed on 1/22/04 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