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Department of Water Resources

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____
2003 JUL 10 AM 10 40

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

) Subcases: 57-00249 and 57-01073:
)
)
)
)
)

ORDER AMENDING PARTIAL DECREE
NUNC PRO TUNC

On December 30, 2002, pursuant to *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), *Amended Partial Decrees* were entered for the above-listed water rights setting out specific dates for the Period of Use element. It has since come to the Court's attention that a clerical error was made in describing the Place of Use element for these *Amended Partial Decrees*, as only the Period of Use Element was intended to be amended.

Therefore, pursuant to I.R.C.P. 60(a), IT IS ORDERED that the clerical error is corrected and that water rights 57-00249 and 57-01073 are hereby **decreeed** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b.)*

This order is being entered *nunc pro tunc* as of December 30, 2002, and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

IT IS SO ORDERED.

Dated July 9, 2003.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

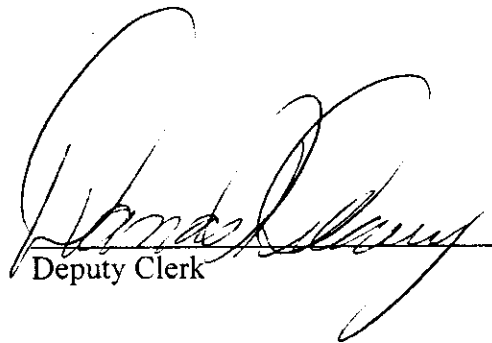
CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER AMENDING PARTIAL DECREE *NUNC PRO TUNC*** was mailed on July 9, 2003, with sufficient first-class postage to the following:

Junayo Ranch Ltd Partnership
1087 River St, Ste 230
Boise, ID 83702

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

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



Deputy Clerk

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

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In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 57-00249

NAME AND ADDRESS: JUNAYO RANCH LTD PRTRNSHP
1087 RIVER ST STE 230
BOISE, ID 83702

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.60 CFS

PRIORITY DATE: 06/01/1884

POINT OF DIVERSION: T02S R04W S13 SENE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.60 CFS

PLACE OF USE: Irrigation Within Owyhee County
T02S R03W S18 LOT 2 (SWNW) 8.0 LOT 4 (SWSW) 6.0
LOT 5 (SESW) 24.0
R04W S13 SENE 14.0
52.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NOS. 57-01073 AND 57-07040 IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 52 ACRES IN
A SINGLE IRRIGATION SEASON.

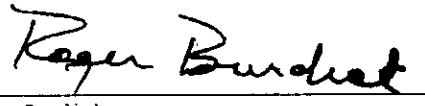
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE USE OF WATER ON THE LANDS TO WHICH THIS RIGHT WAS
APPURTENANT HAS BEEN ABANDONED AND FAILURE TO PUT THE WATER TO
BENEFICIAL USE ON THE PLACE OF USE DESCRIBED ABOVE WITHIN FIVE
(5) YEARS OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE
CHANGE IN USE TO THE PLACE OF USE DESCRIBED ABOVE SHALL
CONSTITUTE FORFEITURE OF THIS 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.


Roger Burdick
Presiding Judge of the
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
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In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 57-01073

NAME AND ADDRESS: JUNAYO RANCH LTD PRTRNSHP
1087 RIVER ST STE 230
BOISE, ID 83702

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.52 CFS

PRIORITY DATE: 09/21/1911

POINT OF DIVERSION: T02S R04W S13 SENE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.52 CFS

PLACE OF USE: Irrigation Within Owyhee County
T02S R03W S18 LOT 2 (SWNW) 8.0 LOT 4 (SWSW) 6.0
LOT 5 (SESW) 24.0
R04W S13 SENE 14.0
52.0 Acres Total

USE OF THIS RIGHT WITH RIGHT NOS. 57-07040 AND 57-00249 IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 52 ACRES IN
A SINGLE IRRIGATION SEASON.

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

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