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Department of Water Resources

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DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

) ORDER DISMISSING OBJECTIONS;
) MOTIONS TO FILE LATE OBJECTIONS;
) AND MOTIONS TO SET ASIDE PARTIAL
) DECREES

) SUBCASES: 51-11907, 51-11911, 51-11950,
) 51-11980, 51-12088, 51-12091, 51-12108,
) 51-12114 and 51-12117

Objections to the water rights listed above and multiple other water rights were filed by the State of Idaho. On August 6, 1999, an *Exparte Application to File Late Objection to Claim (F/B CE Brackett Cattle Co)* was filed. The *Exparte Application for Late Objections* were filed in multiple other water rights. On August 10, 1999, the United States, State of Idaho and Idaho Department of Water Resources filed a *Stipulation to Resolve Subcase*. Because of the pending *Motion to File Late Objections* master's reports and recommendations were not issued. On March 13, 2002, this special master issued an *Order Granting Motion to File Late Objection in subcases 51-11921, 51-11925 & 51-11936 and Report and Recommendation that Motions to File Late Objection in Remaining Subcases be Denied*. On November 1, 2002, a *Stipulation and Joint Motion for Order Approving Stipulation* and a *Joint Motion to Dismiss Objections, Motions to File Late Objection and Motions to Set Aside Partial Decrees* was filed in each of the above listed subcases. There was no opposition to the withdrawal of these *Motions*.

THEREFORE, IT IS ORDERED that the *Exparte Application to File Late Objection to Claim (F/B CE Brackett Cattle Co)* is dismissed.

IT IS FURTHER ORDERED that CE Brackett Cattle Co, Bert & Paula Brackett, Brackett Livestock, Inc. and Brackett Ranches, LTD are dismissed as a party to these water rights.

DATED May 13 2003.


THOMAS R CUSHMAN
Special Master
Snake River Basin Adjudication

ORDER DISMISSING OBJECTIONS; MOTIONS TO FILE LATE OBJECTIONS;
AND MOTIONS TO SET ASIDE PARTIAL DECREES
G:/TC/brackett WITHDRAW FROM STOCK CLAIMS
5/13/03

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER DISMISSING OBJECTIONS; MOTIONS TO FILE LATE OBJECTIONS; AND MOTIONS TO SET ASIDE PARTIAL DECREES was mailed on May 13, 2003, with sufficient first-class postage prepaid to the following:

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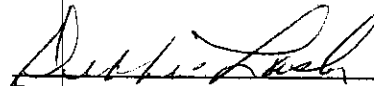
USDA Forest Service
USDI BLM

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