

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____
2003 MAY 30 PM 3 02

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

In Re SRBA) Subcase: 63-31539
)
Case No. 39576) ORDER RESCINDING ORDER OF
) REFERENCE

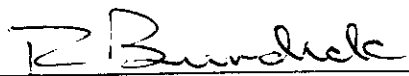
On September 30, 2002, the Idaho Department of Water Resources filed its *Director's Report for Federal Reserved Rights, Reporting Area 13, IDWR Basin 63 (Part 1)* which included a Notice of Claim for water right 63-31539. The United States Forest Service filed an objection to this claim on January 30, 2003. The United States has represented to the Court that a stipulation has been reached and a Standard Form 5 will be filed to correct the source element, which was the subject of the Forest Service objection.

Four uncontested federal reserved water rights are currently set for an I.C. § 42-1411A evidentiary hearing at 1:30 p.m. on Tuesday, July 15, 2003. This Court will also set the evidentiary hearing for water right 63-31539 for 1:30 p.m., July 15, 2003, to be heard with the other rights.

Therefore, IT IS ORDERED that the *Amended Order of Reference Appointing Thomas Cushman Special Master for Irrigation & Other Claims in Reporting Area 15, Basin 63, Part 1*, is rescinded for subcase 63-31539, provided the United States complies with the following:

1. A Standard Form 5, Stipulated Elements of a Water Right, for subcase 63-31539 must be filed no later than 5 pm on Wednesday, June 11, 2003; and
2. The United States must send a Notice of Hearing setting the evidentiary hearing on 63-31539 for 1:30 p.m. on Tuesday, July 15, 2003, at the Snake River Basin Adjudication Courthouse, to all parties listed on the Court's Certificate of Mailing for Expedited Hearings.

Dated May 30, 2003.



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

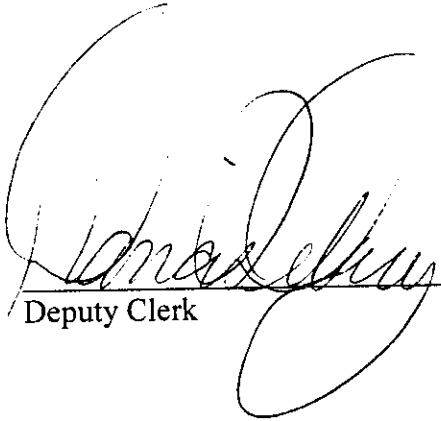
CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER RESCINDING ORDER OF REFERENCE was mailed on May 30, 2003, with sufficient first-class postage to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

US Department of Justice
Environment & Natural Resources Div.
550 W Fort St, MSC 033
Boise, ID 83724

Chief, natural Resources Div.
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449



Deputy Clerk