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Department of Water Resources

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

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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

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**ORDER OF REFERENCE APPOINTING
THOMAS R. CUSHMAN SPECIAL MASTER
FOR SUBCASES 57-02484 AND 57-07230**

On February 14, 2003, the United States Department of Interior, Bureau of Land Management, filed a *Motion to Reopen Partial Decrees* for the above-listed water rights.

Thomas R. Cushman is appointed as special master for water rights 57-02484 and 57-07230 and shall proceed under ***SRBA Administrative Order 1***.

Special Master Cushman shall preside over these subcases and issue reports as set forth in ***SRBA Administrative Order 1*** and shall have the authority to: fix the time and conditions for the filing of supplemental pleadings and amendments to pleadings; schedule and hear dispositive and nondispositive motions of any party; schedule and conduct all pretrial matters, including pretrial, status and scheduling conferences; issue pretrial orders; schedule and limit the scope of discovery; order the discovery of facts known and opinions held by experts; issue protective orders; issue orders compelling discovery; sanction failure to comply with pretrial, trial-related or post-trial orders; summon witnesses and issue subpoenas; take such evidence as may be introduced or deemed necessary by him; rule on the admissibility of evidence; call witnesses on behalf of the court; and appoint expert witnesses for the court.

Special Master Cushman shall set proceedings in conformity with ***SRBA Administrative Order 1***, section 9, notwithstanding the provisions of I.R.C.P. 53(d)(1), and exercise the power to

regulate all proceedings in every hearing and to do all acts and take all measures necessary or proper for the efficient performance of his duties under this Order.

IT IS SO ORDERED.

DATED June 27, 2003.



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

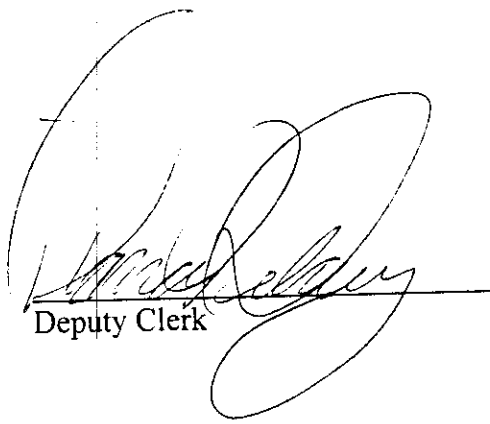
CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER OF REFERENCE APPOINTING THOMAS R. CUSHMAN SPECIAL MASTER FOR SUBCASES 57-02484 AND 57-07230** was mailed on June 27, 2003, with sufficient first-class postage to the following:

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Deputy Clerk