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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) Subcases 35-12996, *et al.*
Case No. 39576) (see list attached)
) ((USDI/BLM)
)
) SCHEDULING ORDER

A status conference was held by telephone on August 22, 2003. R. Lee Leininger appeared for the United States of America, Department of Interior, Bureau of Land Management, along with Frederic W. Price; David J. Barber appeared for the State of Idaho; and Roxanne Brown was present for IDWR. The issue of whether land entry status must be considered in claims for water rights reserved under PWR 107 has yet to be resolved before Special Master Thomas R. Cushman. Hence, the matter will be submitted for decision in these subcases.

THEREFORE, IT IS ORDERED that the parties shall submit briefing on the issue according to the following schedule:

Friday, September 19, 2003	Deadline for the United States to file its motion for summary judgment.
Friday, September 26, 2003	Deadline for the State of Idaho to file its response.
Friday, October 3, 2003	Deadline for the United States to file its reply.

After the above filings, the Special Master will consider whether to set the matter for oral argument.

DATED August 25, 2003.

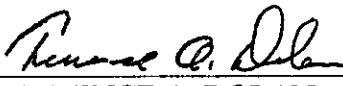

TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

35-12996
43-10957
43-10997
43-11005
43-11052
43-11054
43-11056
43-11058
43-11069
43-11071
43-11158
43-11160
43-11166
43-11172
43-11268
43-11272

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SCHEDULING ORDER was mailed on August 25, 2003, with sufficient first-class postage to the following:

STATE OF IDAHO

Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
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BOISE, ID 83711-4449

UNITED STATES OF AMERICA ACTIN
USDI BLM

Represented by:
US DEPARTMENT OF JUSTICE
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550 WEST FORT STREET, MSC 033
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