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Department of Water Resources

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

2003 DEC 19 PM 4 53

**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 43-11263 & 43-103B
	)	
Case No. 39576	)	ORDER OF REFERENCE APPOINTING
_____	)	TERRENCE A. DOLAN SPECIAL MASTER

A *Partial Decree* was issued on June 28, 2002, in each of the above-captioned subcases. On December 12, 2003, a *Joint Motion to Set Aside Partially Decreed Subcases and Refer to the Special Master* was filed in each subcase.

THEREFORE, IT IS ORDERED that Special Master Terrence A. Dolan is appointed as Special Master for subcases 43-11263 and 43-103B and shall proceed under *SRBA Administrative Order 1*.

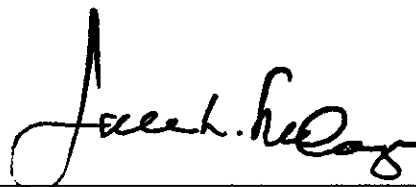
Special Master Dolan shall preside over this subcase and issue reports as set forth in *SRBA Administrative Order 1* and shall have the authority to: fix the time and conditions for the filing of supplemental pleadings and amendments to pleadings; schedule and hear dispositive and non-dispositive motions 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 Dolan 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 December 19, 2003.

A handwritten signature in black ink, appearing to read "John M. Melanson", written over a horizontal line.

John M. Melanson
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

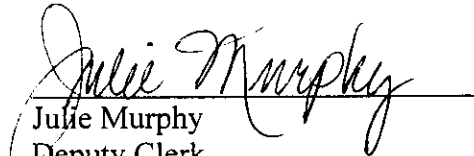
I certify that a true and correct copy of the **ORDER OF REFERENCE APPOINTING
TERRENCE A. DOLAN SPECIAL MASTER** was mailed on December 18, 2003, with
sufficient first-class postage to the following:

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