

DISTRICT COURT - SRBA
TWIN FALLS, CO., IDAHO
FILED
2004 FEB 18 PM 4 25

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

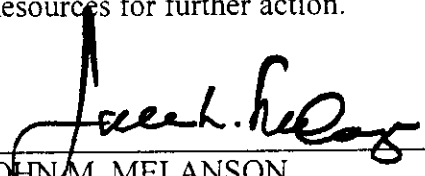
In Re SRBA	)	Subcase 34-13811
	)	
Case No. 39576	)	ORDER GRANTING MOTION TO FILE
_____	)	LATE NOTICE OF CLAIM

On July 16, 2003, Claimants Vonda P. Bruhn and Arva Jean Hodge filed a *Motion to File Late Notice of Claim*. A hearing was held on the *Motion* October 21, 2003. The *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to the late Notice of Claim. However, because the late claim was made in a substantially completed subbasin, the matter was referred to a special master for further proceedings. On February 10, 2004, the Special Master issued a *Recommendation Regarding "Prejudice" on Motion to File Late Claim*, recommending that the *Motion* be granted. Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Recommendation* and wholly adopts them as its own.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for water right 34-13811 is **granted**.

The original Notice of Claim, as well as any attached filing fees, and a copy of this *Order* will be forwarded to the Idaho Department of Water Resources for further action.

Dated February 18, 2004



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on February 18, 2004, with sufficient first-class postage to the following:

ORVEATA P WARNER REVOCABLE
FAMILY TRUST
673 PACKARD AVE
POCATELLO, ID 83201
Phone: 208-232-8834

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ARVA JEAN HODGE CO-TRUSTEE
VONDA P BRUHN CO-SUCC TRUSTEE
673 PACKARD AVE
POCATELLO, ID 83201

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.